



[townhall.virginia.gov](http://townhall.virginia.gov)

## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Common Interest Community Board
<b>Virginia Administrative Code (VAC) citation(s)</b>	18 VAC 48-50
<b>Regulation title(s)</b>	Common Interest Community Manager Regulations
<b>Action title</b>	Eliminate Annual Assessments on CIC Managers
<b>Final agency action date</b>	March 14, 2019
<b>Date this document prepared</b>	April 11, 2019

While a regulatory action may be exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the *Code of Virginia*, the agency is still encouraged to provide information to the public on the Regulatory Town Hall using this form. However, the agency may still be required to comply with the Virginia Register Act, Executive Order 14 (as amended, July 16, 2018), the Regulations for Filing and Publishing Agency Regulations (1 VAC7-10), and the *Virginia Register Form, Style, and Procedure Manual for Publication of Virginia Regulations*.

## Brief Summary

*Please provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.*

This action implements Chapter 391 of the 2019 Acts of Assembly, which amends § 54.1-2349 of the Code of Virginia to eliminate the requirement for the Common Interest Community Board (“the Board”) to impose annual assessments on the gross receipts of common interest community managers. The effective date of the legislation is July 1, 2019.

The action repeals or amends applicable provisions of the regulations pertaining to the annual assessments to be paid to the Board by common interest community management companies when initially obtaining a license, and when renewing a license.

## Mandate and Impetus

*Please identify the mandate for this regulatory change, and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, board decision, etc.). "Mandate" is defined as "a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."*

---

Statutory amendments by the General Assembly require changes to Section 18 VAC 48-50 of the Board's regulations in order to conform to Chapter 391 of the 2019 Acts of Assembly, which become effective July 1, 2019. This regulatory action is exempt from the Administrative Process Act pursuant to Va. Code § 2.2-4006(A)(4)(a):

Regulations that are necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved.

## Statement of Final Agency Action

*Please provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.*

---

At its March 14, 2019, meeting, the Common Interest Community Board authorized this exempt action for the Common Interest Community Manager Regulations.