



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Virginia Department of Agriculture and Consumer Services
<b>Virginia Administrative Code (VAC) citation</b>	2 VAC 5-230
<b>Regulation title</b>	Rules and Regulations Applicable to Controlled Atmosphere (CA) Apples
<b>Action title</b>	Changing Title 3.1 references to Title 3.2 as a result of the recodification of Title 3.1
<b>Final agency action date</b>	December 4, 2008
<b>Document preparation date</b>	January 6, 2009

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 36 (06) and 58 (99).

### Summary

*Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

The recodification of Title 3.1, which became effective October 1, 2008, makes it necessary to update any Title 3.1 reference in the regulation with the new Title 3.2.

This regulatory action will make the following changes:

Section 30 - Delete the reference to § 3.1-993 and replace it with § 3.2-4608

Sections 30, 50 and 60 - Delete the reference to § 3.1-997 and replace it with § 3.2-4601

Section 50 - Delete the reference to § 3.1-995 and replace it with § 3.2-4603

Section 60 - Delete the reference to § 3.1-1001 and replace it with § 3.2-4605

### 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.*

---

On December 4, 2008, the Board of Agriculture and Consumer Services approved the change to 2 VAC5-230, **Rules and Regulations Applicable to Controlled Atmosphere (CA) Apples.**

### Family impact

*Assess the impact of this regulatory action on the institution of the family and family stability.*

---

This regulatory action will have no impact on the institution of the family and family stability.