



Virginia  
Regulatory  
Town Hall

## Exempt Action Final Regulation Agency Background Document

<b>Agency Name:</b>	Department of Labor and Industry
<b>VAC Chapter Number:</b>	16 VAC 15-40
<b>Regulation Title:</b>	Virginia Hours of Work for Minors
<b>Action Title:</b>	Amend the exceptions section to incorporate the change in minimum age for referees of sporting events, which was passed by the 2003 General Assembly.
<b>Date:</b>	June 2, 2003

Where a regulation is exempt in part or in whole from the requirements of the Administrative Process Act (§ 9-6.14:1 *et seq.* of the *Code of Virginia*) (APA), the agency may provide information pertaining to the action to be included on the Regulatory Town Hall. The agency must still comply the requirements of the Virginia Register Act (§ 9-6.18 *et seq.* of the *Code of Virginia*) and file the final regulation with the Registrar in a style and format conforming with the *Virginia Register Form, Style and Procedure Manual*. The agency must also comply with Executive Order Fifty-Eight (99) which requires an assessment of the regulation's impact on the institution of the family and family stability.

**Note agency actions exempt pursuant to § 9-6.14:4.1(B)** do not require filing with the Registrar a Notice of Intended Regulatory Action, or at the proposed stage. When the regulation is promulgated and submitted to the Registrar, the agency need only provide a statement citing the specific Virginia Code section referencing the exemption and an authority certification letter from the Attorney General's Office. No specific format is required.

This form should be used for actions **exempt from the Administrative Process Act pursuant to § 9-6.14:4.1(C)** at the final stage. Note that agency actions exempt pursuant to § 9-6.14:4.1(C) of the APA do not require filing with the Registrar a Notice of Intended Regulatory Action, and at the proposed stage.

### Summary

*Please provide a brief summary of the proposed new regulation, amendments to an existing regulation, or the regulation being repealed. There is no need to state each provision or amendment or restate the purpose and intent of the regulation, instead give a summary of the regulatory action and alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

SB 989 (Chapter 380, Acts of Assembly) was enacted in the 2003 session of the General Assembly. This bill lowers the minimum age for referees of sporting events from 13 to 12 years of age by amending § 40.1-79.01 of the Code of Virginia. This action of the General Assembly

requires the agency to amend the exceptions section of the “Virginia Hours of Work for Minors” regulation to conform the age requirement in the regulation to the Code of Virginia. An editorial change is also being made to correct a reference to the United States Code regarding the United States Olympic Committee.

### Statement of Final Agency Action

*Please provide a statement of the final action taken by the agency including the date the action was taken, the name of the agency taking the action, and the title of the regulation.*

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On June 2, 2003 the Commissioner of Labor and Industry approved the amendment of 16 VAC 15-40-50, Exceptions, of the Virginia Hours of Work for Minors regulation to change the minimum age for referees of sporting events from 13 to 12 years of age and correct a reference to the United States Code. The agency will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this amendment.

### Family Impact Statement

*Please provide an analysis of the regulatory action that assesses the impact on the institution of the family and family stability including the extent to which the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one’s spouse, and one’s children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.*

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1. The amendment to the exemptions will not affect the authority of parents in the supervision of their children. The amendment in no way restricts the parents’ authority to refuse to give their children permission to work.
2. The amendment will encourage minors’ economic self-sufficiency and responsibility by allowing them to have a unique rewarding work experience.
3. The amendment will have no effect on the marital commitment.
4. The amendment may increase the disposable family income by increasing employment opportunities for minors.