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Exempt Action Final Regulation Agency Background Document

Agency name	Department of Forensic Science
Virginia Administrative Code (VAC) citation(s)	__6__ VAC_40__ - __60__
Regulation title(s)	Provision of DNA data bank information to the Virginia Department of Corrections and the Department of Juvenile Justice
Action title	CH 0060 Amending DNA Data Bank Regulation
Final agency action date	7/6/15
Date this document prepared	7/2/15

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) or an agency's basic statute, the agency is not required, however, 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, Executive Orders 17 (2014) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Brief summary

Please provide a brief summary of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Chapter 193 of the 2015 Act of Assembly adds the Department of State Police to the agencies that may access information from the DNA data bank pursuant to secure electronic exchange of information. The proposed amendment to 6VAC40-60-50 reflects that change.

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 July 6, 2015, the Department of Forensic Science, with the prior approval of the Board of Forensic Science, amends 6VAC40-60-50 to reflect that the Department of State Police may access data bank information pursuant to secure electronic exchange of information.

Family impact

Please assess the impact of this regulatory action on the institution of the family and family stability including to what extent 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.

This change has no impact on the institution of the family.