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Exempt Action Final Regulation Agency Background Document

Agency name	Virginia State Police
Virginia Administrative Code (VAC) citation(s)	19 VAC 30-110
Regulation title(s)	Regulations Governing the Creation of a Criminal Firearms Clearinghouse
Action title	Repeal of Regulations Governing the Creation of a Criminal Firearms Clearinghouse (FINAL)
Final agency action date	Sept 19, 2016
Date this document prepared	Sept 22, 2016

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of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed.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.

Regulations are repealed in response to changes to §52-25.1 of the Code Of Virginia, Reporting and return of firearms confiscated or recovered by law-enforcement agencies, resulting from the adoption of Chapter 214 of the Acts of Assembly 2016. This change disestablished the clearinghouse and requires law enforcement agencies to report all confiscated and recovered firearms to the firearms tracing system (E-Trace) maintained by the U.S. Department of Justice. New regulations, 19 VAC 30-115, Reporting and Return of Firearms Confiscated or Recovered by Law-Enforcement Agencies, are being adopted pursuant to §52-25.1.

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On Sept 19, 2016, the Virginia State Police repealed the provisions of 19 VAC 30-110, Regulations Governing the Creation of a Criminal Firearms Clearinghouse to comply with changes to §52-25.1 enacted by the Virginia General Assembly

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.

The following changes are to ensure the Regulations are consistent with the controlling Virginia laws and to ensure the safety of Virginia families by providing for the prompt reporting of firearms recovered by Virginia law enforcement agencies.