



Periodic Review / Retain Regulation Agency Background Document

Agency name	Department of Criminal Justice Services
Virginia Administrative Code (VAC) citation	6 VAC 20 - 80
Regulation title	Rules Relating to Certification of Criminal Justice Instructors
Document preparation date	May 23, 2012

This form is used when the agency has done a periodic review of a regulation and plans to retain the regulation without change. This information is required pursuant to Executive Orders 14 (2010) and 58 (1999).

Legal basis

Please identify the state and/or federal legal authority for the regulation, including (1) the most relevant law and/or regulation, and (2) promulgating entity, i.e., agency, board, or person.

Statute authority set for by § 9.1-102 (14).

Alternatives

Please describe all viable alternatives for achieving the purpose of the existing regulation that have been considered as part of the periodic review process. Include an explanation of why such alternatives were rejected and why this regulation is the least burdensome alternative available for achieving the purpose of the regulation.

There are no alternatives to the proposed regulatory action.

Public comment

Please summarize all comments received during the public comment period following the publication of the Notice of Periodic Review, and provide the agency response. Please indicate if an informal advisory group was formed for purposes of assisting in the periodic review.

Commenter	Comment	Agency response
N/A	N/A	N/A

The Notice of Period Review was published in the *Virginia Register of Regulation* on April 23, 2012. It was also published on the Virginia Regulatory Town Hall website. The public comment period was from April 23, 2012 and ended May 14, 2012. No comments were received.

Effectiveness

Please indicate whether the regulation meets the criteria set out in Executive Order 14 (2010), e.g., is necessary for the protection of public health, safety, and welfare, and is clearly written and easily understandable.

This regulation meets the criteria set forth in Executive Order 14 (2010), and is necessary for the protection of public safety, and is clearly written and easily understandable.

Result

Please state that the agency is recommending that the regulation should stay in effect without change.

The agency is recommending that the regulation stay in effect without change.

Small business impact

In order to minimize the economic impact of regulations on small business, please include, pursuant to § 2.2-4007.1 E and F, a discussion of the agency’s consideration of: (1) the continued need for the regulation; (2) the nature of complaints or comments received concerning the regulation from the public; (3) the complexity of the regulation; (4) the extent to which the regulation overlaps, duplicates, or conflicts with federal or state law or regulation; and (5) the length of time since the regulation has been evaluated or the degree to which technology, economic conditions, or other factors have changed in the area affected by the regulation. Also, include a discussion of the agency’s determination whether the regulation should be amended or repealed, consistent with the stated objectives of applicable law, to minimize the economic impact of regulations on small businesses.

(1) The continued need for this regulation is to ensure compliance of the certification of criminal justice instructors, as required in § 9.1-102. (2) There were no comments or complaints. (3) This regulation was written as simply as possible. (4) This regulation does not overlap, duplicate, or conflict with federal or state law. (5) This regulation was last reviewed in 2008. There have been no changes in technology, economic conditions, or other factors that would necessitate an amendment or repeal of this regulation.

The agency has determined that this regulation does not need to be amended or repealed, consistent with the stated objectives of applicable law, to minimize the economic impact of regulations on small businesses.

Family impact

Please provide an analysis of the regulation's impact on the institution of the family and family stability.

The impact on the family is the sense that the regulations governing the certification of criminal justice instructors are current with the Code of Virginia.