



**Exempt Action Proposed Regulation
Agency Background Document**

Agency name	State Board of Elections
Virginia Administrative Code (VAC) citation	1 VAC 20-70-40
Regulation title	Alternative Counting Procedures
Action title	Alternative Processing Procedures
Document preparation date	5.15.2013

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the 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, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

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.

This amendment conforms an existing regulation to 2013 legislative changes giving the general registrar responsibility for taking the steps needed to prepare absentee ballots for counting after polls close on election day.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.
None.

Public participation

Please indicate whether the agency is seeking comments on the intended regulatory action, including ideas to assist the agency in the development of the proposal and the costs and benefits of the alternatives stated in this notice or other alternatives. Also, indicate whether a public hearing is to be held to receive comments on this notice.

The agency is seeking comments on the proposed regulatory action, including but not limited to improving clarity and utility to voters and election officials.

Anyone wishing to submit comments may do so **at the public hearing scheduled for 10:00 a.m. June 25, 2013, General Assembly Building, House Rm. C. Interested persons are encouraged to submit comments online using the** Regulatory Town Hall website from June 3 through June 21, 2013, www.townhall.virginia.gov or by mail, email, or fax to Lindsay Fraser, Election Uniformity Analyst, 1100 Bank St., Richmond, VA 23219, 804.864.8936, 804.371.0194 (fax), lindsay.fraser@sbe.virginia.gov. Written comments must include the name and address of the commenter. In order to be considered, written comments must be received by the last day of the public comment period.

A public hearing will be held and notice of the hearing may be found on the Virginia Regulatory Town Hall website (www.townhall.virginia.gov) and can be found in the Calendar of Events section of the Virginia Register of Regulations. Both oral and written comments may be submitted at that time.