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## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Virginia State Police
<b>Virginia Administrative Code (VAC) citation(s)</b>	19 VAC 30-70
<b>Regulation title(s)</b>	19VAC30-70. VIRGINIA MOTOR VEHICLE SAFETY INSPECTION RULES AND REGULATIONS
<b>Action title</b>	Motor Vehicle Safety Inspection Rules and Regulations – Summer 2019 Amendments (FINAL)
<b>Final agency action date</b>	1 June 2019
<b>Date this document prepared</b>	19 June 2019

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of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed.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

Makes technical corrections to, and enacts changes mandated by legislation enacted during the 2019 regular session of the General Assembly to, the Motor Vehicle Safety Inspection Rules and Regulations. This Action amends sections 19VAC30-70-6, 19VAC30-70-7, 19VAC30-70-9, 19VAC30-70-9.1, 19VAC30-70-10, 19VAC30-70-20, 19VAC30-70-25, 19VAC30-70-40, 19VAC30-70-50, 19VAC30-70-80, 19VAC30-70-90, 19VAC30-70-110, 19VAC30-70-120, 19VAC30-70-130, 19VAC30-70-140, 19VAC30-70-150, 19VAC30-70-160, 19VAC30-70-180, 19VAC30-70-210, 19VAC30-70-260, 19VAC30-70-300, 19VAC30-70-360, 19VAC30-70-450, 19VAC30-70-490, 19VAC30-70-500, 19VAC30-70-510, 19VAC30-70-520, 19VAC30-70-530,

19VAC30-70-550, 19VAC30-70-580, 19VAC30-70-630 and 19VAC30-70-670 in the Inspection Manual pertaining to the procedures and requirements for motor vehicle inspections. The action adds new sections 19VAC30-70-9.2, 19VAC30-70-9.3 and 19VAC30-70-10.1 to the existing regulations. Sections 19VAC30-70-30, 19VAC30-70-31 and 19VAC30-70-32 are repealed and the material in those sections moved to other existing sections.

### 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 June 1, 2019, the Virginia State Police adopted final amended regulations for 19 VAC 30-70, the Virginia Motor Vehicle Safety Inspection Rules and Regulations The Amendments: (i) alter sections 19VAC30-70-6, 19VAC30-70-7, 19VAC30-70-9, 19VAC30-70-9.1, 19VAC30-70-10, 19VAC30-70-20, 19VAC30-70-25, 19VAC30-70-40, 19VAC30-70-50, 19VAC30-70-80, 19VAC30-70-90, 19VAC30-70-110, 19VAC30-70-120, 19VAC30-70-130, 19VAC30-70-140, 19VAC30-70-150, 19VAC30-70-160, 19VAC30-70-180, 19VAC30-70-210, 19VAC30-70-260, 19VAC30-70-300, 19VAC30-70-360, 19VAC30-70-450, 19VAC30-70-490, 19VAC30-70-500, 19VAC30-70-510, 19VAC30-70-520, 19VAC30-70-530, 19VAC30-70-550, 19VAC30-70-580, 19VAC30-70-630 and 19VAC30-70-670; (ii) create new sections 19VAC30-70-9.2, 19VAC30-70-9.3 and 19VAC30-70-10.1; and (iii) repeal 19VAC30-70-30, 19VAC30-70-31 and 19VAC30-70-32, in the Inspection Manual as follows:

1. 19VAC30-70-6, Class IV offenses
  - a. Grammatical corrections in paragraph A(7)
  - b. Adds new language to paragraph A(8)
  - c. Adds new language to paragraph A(10)
  - d. Adds new language to paragraph A(16)
  - e. Adds new language to paragraph B
2. 19VAC30-70-7, General Information – revised in its entirety.
3. 19VAC30-70-9, Inspector Requirements – revised so that examinations for inspector's license was moved to newly created 19VAC30-70- 9.2 and inspector requirements was moved from repealed 19VAC30-70-30 to 19VAC30-70-9.
4. 19VAC30-70-9.1, (Renamed) Inspector Certification - revised by moving official inspection station appointment to the newly created 19VAC30-70-10.1 and inspector certification to 19VAC30-70-9.1.
5. 19VAC30-70-9.2, (NEW) Examinations for inspector's license - requirements moved to this new section from 19VAC30-70-9.
6. 19VAC30-70-9.3 (NEW) Reinstatement of safety inspector license following suspension or revocation – Moved from repealed 19VAC70-70-32 to newly created 19VAC30-70-9.3.

7. 19VAC30-70-10 Official Inspection Station Requirements
  - a. New language added to create paragraph A(5)
  - b. New language added to paragraph B
  - c. Removal of language within paragraph D
  - d. Removal of language within paragraph I
  - e. Revised wording in paragraph L(1)
  - f. New language added to paragraph O
  - g. New language added to paragraph R
8. 19VAC30-70-10.2,(NEW) Official Inspection Station Appointment - provisions moved from 19VAC30-70-9.1 to this new section.
9. 19VAC30-70-20, General inspection requirements – Paragraph F revised.
10. 19VAC30-70-25, Exceptions to motor vehicle inspection requirements
  - a. Revised wording in paragraph 18
  - b. Note added to paragraph 18
11. 19VAC30-70-30, (REPEALED) Inspector Requirements – Moved to 19VAC30-70-9.
12. 19VAC30-70-31 (REPEALED) Inspector certification – Moved to 19VAC30-70-9.1
13. 19VAC30-70-32, (REPEALED) Reinstatement of safety inspector license following suspension or revocation - Moved to 19VAC30-70-9.1
14. 19VAC30-70-40 Rejection Fees
  - a. New language added to paragraph A
  - b. New language added to paragraph B
  - c. New language added to paragraph B1
  - d. Removal of paragraph B(2)
  - e. Paragraph B(3) renumbered to B(2) and revised wording
  - f. Paragraph B(4) renumbered to B(3) and revised wording
  - g. Revised wording in paragraph C
15. 19VAC30-70-50, Approval stickers and decals
  - a. Revised wording in paragraph B
  - b. New language added to paragraph C
  - c. Note added to paragraph C
  - d. Revised wording in paragraph N
16. 19VAC30-70-80, Service brakes
  - a. Revised wording in paragraph B
  - b. Note added to paragraph B
  - c. New language added to paragraph B(3) – Warning
  - d. Note added to paragraph D(2)
  - e. Note added to paragraph D(10)
17. 19VAC30-70-90, Brakes, emergency, parking, or holding. (Renamed)
  - a. Language removed from the section title
  - b. Removal of paragraph C

18. 19VAC30-70-110, Steering and suspension - Revised wording in paragraph B (18).
19. 19VAC30-70-120 Frame, Engine Mounts, Coupling Devices and Emergency Chains
  - a. Revised wording in paragraph 1
  - b. Notes added to paragraph 1
  - c. Revised wording in paragraph 2
20. 19VAC30-70-130, Tires; wheels; rims - Exception added to paragraph 1
21. 19VAC30-140, Headlamps; except motorcycles
  - a. Revised wording in paragraph A(1)
  - b. Note added to paragraph A(1)
  - c. Revised wording in paragraph A(2)
  - d. Note added to paragraph A(2)
  - e. New language added to paragraph A(6) – Note
  - f. New language added to paragraph B(1)
  - g. New language added to paragraph B(1) – Note
  - h. Removal of language within paragraph C(1)
22. 19VAC30-70-150, Rear lamps: tail lamp; license plate lamps; and rear lamp combinations
  - a. Removal of language within paragraph 1
  - b. Removal of language within paragraph 3
  - c. Removal of language within paragraph 4
  - d. Removal of language within paragraph 5
  - e. Grammatical correction within paragraph 7
23. 19VAC30-70-160 Auxiliary Lamps: Backup; Cornering; Driving; Fox; Spot and Warning
  - a. Removal of language within paragraph E
  - b. Removal of language within paragraph H(6)
  - c. Removal of language within paragraph I(4)
  - d. Removal of language within paragraph I10(a)
  - e. Removal of language within paragraph I11(a)
  - f. Removal of language within paragraph I14(b)
24. 19VAC30-70-180, Clearance lamps, side marker lamps, and reflectors
  - a. Revised wording in paragraph 2
  - b. Revised wording in paragraph 3
  - c. Removal of language within paragraph 8
25. 19VAC30-70-210 Glass and Glazing
  - a. Removal of language within paragraph B(5)
  - b. Revised wording in paragraph B(5) – Note
  - c. New language added to paragraph B(8) – Note
  - d. Removal of language within paragraph B8(A-D)
  - e. Removal of language within paragraph B(9) – Note

26. 19VAC30-70-260 Hood latch system; Batteries
  - a. Language added to the section title
  - b. New language added to create paragraph C
27. 19VAC-30-70-300, Muffler, exhaust system and trailer venting
  - a. New language added to paragraph C(5)
  - b. New language added to paragraph D – Note
28. 19VAC30-70-360 Motorcycle Lights: Auxiliary, Headlamp, Rear, Signal, Warning
  - a. New language added to paragraph A(7)
  - b. Revised wording in paragraph C(3) – Note
29. 19VAC30-70-450, Brakes: emergency parking or holding.
  - a. Language removed from the section title
  - b. Removal of paragraph C
30. 19VAC30-70-490, Frame, engine mounts, coupling devices and emergency chains -  
New language added to create paragraph 12
31. 19VAC30-70-500, Tires, wheels, rims - Exception added to paragraph 1
32. 19VAC30-70-510, Headlamps
  - a. Revised wording in paragraph A(1)
  - b. Note added to paragraph A(1)
  - c. Revised wording in paragraph A(2)
  - d. Note added to paragraph A(2)
  - e. New language added to paragraph A6(a-b)
  - f. New language added to paragraph A(13)
  - g. Removal of language within paragraph A(13) – Note
33. 19VAC30-70-520, Rear lamps: tail lamp; license plate lamps; and rear lamp combinations
  - a. Removal of language within paragraph A(1)
  - b. Removal of language within paragraph A(3)
  - c. Removal of language within paragraph A(4)
  - d. Removal of language within paragraph A(5)
34. 19VAC30-70-530, Auxiliary lamps: backup; cornering; driving; fog; spot and warning
  - a. Removal of language within paragraph D
  - b. Removal of language within paragraph J(1)(2)(4)
  - c. Removal of language within paragraph K8(a)(d)
  - d. Removal of language within paragraph K(9)
  - e. Removal of language within paragraph K10(c)
  - f. Removal of language within paragraph K12(b)
35. 19VAC30-70-550, Clearance lamps, side marker lamps, and reflectors (under 26,000 pounds GVWR)
  - a. Revised wording within the section title
  - b. Revised wording in paragraph 2
  - c. Revised wording in paragraph 3

- d. Revised wording in paragraph 4 – Note
  - e. Removal of language within paragraph 7
36. 19VAC30-70-580 Glass and Glazing
- a. Revised wording in paragraph B(5) – Note
  - b. Removal of language within paragraph B(9) – Note
37. 19VAC30-70-630, Hood latch system; Batteries
- a. Language added to the section title
  - b. New language added to create paragraph C
38. 19VAC30-70-670, Muffler, exhaust system, and trailer venting - New language added to create paragraph C5(a)

### 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.*

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The changes to the Regulations are to ensure the Regulations are consistent with the controlling Virginia laws and to ensure the safety of Virginia families as they travel the highways throughout the Commonwealth.