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## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Department of State Police
<b>Virginia Administrative Code (VAC) citation(s)</b>	19 VAC 30-190
<b>Regulation title(s)</b>	Regulations Relating to the Issuance of Nonresident Concealed Handgun Carry Permits
<b>Action title</b>	2014 Amendments to Regulations Relating to the Issuance of Nonresident Concealed Handgun Carry Permits
<b>Final agency action date</b>	December 3, 2014
<b>Date this document prepared</b>	December 3, 2014

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of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed.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

To update the Regulations Relating to the Issuance of Nonresident Concealed Handgun Carry Permits to reflect changes in the applicable statutory authority and statutory cross-references impacted by the re-codification of the concealed carry laws. The changes will also eliminate the outdated purpose statement. No substantive changes were made. In particular the following actions were taken:

- 19 VAC 30-190-10 was repealed as it had become outdated and did not add any real regulatory requirements
- 19 VAC 30-190-50 was updated to reflect the re-codification of training requirements

-Forms: The revision dates were updated

### 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 December 3, 2014, the Virginia State Police adopted final regulations, in the nature of amendments, for 19 VAC 30-190, Regulations Relating to the Issuance of Nonresident Concealed Handgun Carry Permits, as part of a periodic review of that regulation.

### 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 amendment to the regulations will not 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. They implement a statutory mandate found in §18.2-308.06(E) of the Code which allows non-residents of the Commonwealth to obtain a permit to carry a concealed handgun while in the Commonwealth.

### Periodic review/small business impact review report of findings

*This section may be used to report the results of a periodic review/small business impact review. Otherwise, delete this section.*

*Please (1) summarize all comments received during the public comment period following the publication of the Notice of Periodic Review and (2) indicate whether the regulation meets the criteria set out in Executive Order 17 (2014), e.g., is necessary for the protection of public health, safety, and welfare, and is clearly written and easily understandable. In addition, as required by 2.2-4007.1 E and F, please include 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.*

Commenter	Comment	Agency response

(1) Following the publication of the Notice of Periodic Review NO COMMENTS WERE RECIEVED

(2) The regulations are mandated by Code, provide for the public health ad safety by regulating the issuance of permits to carry concealed weapons, and are clearly written and easily understandable.

In addition, as required by 2.2-4007.1 E and F, please include a discussion of the agency’s consideration of:

(1) continued need for the regulation: THIS REGULATION IS MANDATED BY CODE

(2) the nature of complaints or comments received concerning the regulation from the public: NONE

(3) the complexity of the regulation: THE REGULATION MEETS THE STATUTORY MANDATE AND IS ONLY AS COMPLEX AS IS NECESSARY TO CARRY OUT THE STATUTORY MANDATE.

(4) the extent to the which the regulation overlaps, duplicates, or conflicts with federal or state law or regulation: NONE

(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: THE REGULATION IS REVIEWED AS STATUTORY, SOCIETAL, AND TECHNOLOGICAL CHANGES OCCUR. THE CURRENT CHANGES ARE THE RESULT OF SUCH A PERIODIC REVIEW.