



Periodic Review / Retain Regulation Agency Background Document

Agency name	Safety and Health Codes Board/Department of Labor and Industry
Virginia Administrative Code (VAC) citation	16VAC25-10
Regulation title	Public Participation Guidelines
Document preparation date	August 15, 2007

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 36 (2006) 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.

The regulation is mandated by the Administrative Process Act, Code of Virginia, §2.2-4007. This section mandates that the Board will have Public Participation Guidelines and defines policies to be included. The regulation meets the minimum requirements of the state mandate. There is no federal mandate for the regulation.

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 for achieving the purpose of the existing regulation because this regulation is mandated by the Administrative Process Act, Code of Virginia, §2.2-4007.

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

No public comments were received on this regulation during the public comment period. The agency did not establish an informal advisory group for the purpose of assisting in the periodic review.

Effectiveness

Please indicate whether the regulation meets the criteria set out in Executive Order 36, 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 out in Executive Order 36. It is necessary for the protection of public health, safety, and welfare. It is clearly written and easily understandable.

Result

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

The Department of Labor and Industry is recommending that this regulation remain in effect with no change.

Family impact

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

This regulation has no impact on the institution of the family or family stability.