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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>	VIRGINIA MOTOR VEHICLE SAFETY INSPECTION RULES AND REGULATIONS- 2017 AMENDMENTS (FINAL)
<b>Final agency action date</b>	1 JUNE 2017
<b>Date this document prepared</b>	15 JUNE 2017

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of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed.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

Promulgated rules, implement changes and or technical amendments to the Virginia Motor Vehicle Safety Inspection Rules and Regulations, Title 19 Chapter 70, of the Virginia Administrative Code to make supplemental technical corrections and to comply with statutory changes since 2016.

## 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.*

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On June 1, 2017, the Virginia State Police adopted final amended regulations for 19 VAC 30-70, the Virginia Motor Vehicle Safety Inspection Rules and Regulations to make supplemental technical corrections and to comply with Virginia statutory changes that have occurred since 2016. The changes are:

1. 19VAC30-70-1 Purpose and Authority – Added language explaining how the Inspection Program is based upon the National Highway Traffic Safety Administration Federal Motor Vehicle Safety Standards.
2. 19VAC30-70-6 Class IV Offenses - Upon review, the last sentence of paragraph 8 will now read, “The conviction of any criminal offense or civil judgment or bankruptcy may result in a suspension or revocation of the inspector and/or the station appointment.” Upon review, paragraph 13 will now require those connected with the inspection program to notify their supervising trooper or Safety Division Area Office within 72 hours of an arrest for a criminal offense or the institution of civil action. The language “72 hours” replaces that of “immediately.”
3. 19VAC30-70-9.1 Official Inspection Station Appointment - Upon review, paragraph A, section 1(b) will now read, “The application form or forms are to be completed and returned to the supervising trooper processing the application within forty-five (45) days.
4. 19VAC30-70-10 Official Inspection Station Requirements – The revision clarifies that all stations may suggest to motorists a time frame of no greater than three hours during which it may be anticipated that an inspection may be provided. Furthermore, it allows for those inspection stations with multiple inspection lanes to be able to make appointments for designated time slots; provided they have an inspection lane set aside for first-come, first-served. Prohibits inspection stations from sharing inspection supplies issued to an inspection station including inserts.
5. 19VAC30-70-20 General Inspection Requirements – The language was modified so that it now requires certified safety inspectors to remove and destroy any previous approval sticker that may be on a vehicle submitted for inspection.
6. 19VAC30-70-30 Inspector Requirements – This revision states that as an alternative to one year of practical experience as an automotive mechanic, certified mechanics are now allowed to have six months of practical experience as an automotive mechanic, if combined with an additional and separate six months of mirroring another certified state inspector.
7. 19VAC30-70-50 Approval Stickers and Decals - Upon review, paragraph N will now read, “All yellow receipt copies of approval stickers and decals will be retained in the books and shall be kept on file at the station for at least six (6) months. They may be inspected by any law-enforcement officer during normal business hours”.
8. 19VAC30-70-160 Auxiliary Lamps: Backup; Cornering; Driving; Fog; Spot and Warning – Changed the language to now allow for the installation of hide-away lights in the backup lights of law enforcement vehicles.

## 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 following changes 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.