

Department of Planning and Budget 2011 Fiscal Impact Statement

1. Bill Number: HB1939

House of Origin	<input checked="" type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Pollard, A.

3. Committee: General Laws

4. Title: Timeframe mandates for regulations when mandated by statute

5. Summary: § 2.2-4006 of the Code of Virginia exempts regulatory change which is necessary to conform to changes in Virginia statutory law or the appropriation act from Article 2 of the Administrative Process Act if there is no agency discretion involved in the new regulatory language. HB 1939 mandates that such regulatory change be filed with the Registrar within 90 days of the law's effective date. Regulatory change which is necessary to conform to changes in Virginia statutory law or the appropriation act is subject to Article 2 of the Administrative Process Act if there is agency discretion in the crafting of the regulatory language. HB 1939 also mandates for such regulatory change that the agency shall file the Notice of Intended Regulatory Action with the Registrar within 120 days of the law's effective date.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: No fiscal impact

8. Fiscal Implications: None

9. Specific Agency or Political Subdivisions Affected: The legislation affects all state agencies with regulations which are not exempt from the Administrative Process Act.

10. Technical Amendment Necessary: No

11. Other Comments: The original bill had a fiscal impact. The substitute does not.

Date: 2/7/11 LSG