

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 30-73.3 of the Code of Virginia, relating to the Joint Commission on*
3 *Administrative Rules; powers and duties; effect of administrative rules on private sector employment.*

4 [S 1136]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 30-73.3 of the Code of Virginia is amended and reenacted as follows:**8 **§ 30-73.3. Powers and duties of Commission.**

9 A. The Commission shall have the powers and duties to:

10 1. Review proposed rules and regulations of any agency during the promulgation or final adoption
11 process and determine whether or not the rule or regulation (i) is authorized by statute, (ii) complies
12 with legislative intent, (iii) *will cause a substantial reduction in private sector employment*, and ~~(iii)~~ (iv)
13 contains no mandate that improperly burdens businesses.

14 2. Review the ~~impact~~ *effect* of the rule or regulation on (i) the economy, (ii) protection of the
15 Commonwealth's natural resources pursuant to Article XI, Section 1 of the Constitution of Virginia, (iii)
16 government operations of the ~~State Commonwealth~~ and localities, and (iv) affected persons and
17 businesses.

18 3. File with the Registrar and the agency promulgating the regulation an objection to a proposed or
19 final adopted regulation.

20 4. Suspend the effective date of any portion or all of a final regulation with the concurrence of the
21 Governor as provided in subsection B of § 2.2-4014.

22 5. Make recommendations to the Governor and General Assembly for action based on its review of
23 any proposed rule or regulation.

24 6. Review any existing agency rule, regulation, *or* practice or the failure of an agency to adopt a rule
25 and recommend to the Governor and the General Assembly that a rule be modified, repealed, or
26 adopted.

27 B. If the Commission decides to seek suspension of a final rule or regulation, it shall deliver a
28 statement to the Governor, signed by a majority of the members of the Commission, asking the
29 Governor to concur in delaying the effective date of a portion or all of the final regulation until the end
30 of the next regular legislative session as provided in §§ 2.2-4014 and 2.2-4015.

31 C. Based upon its review of (i) any final rule or regulation during the promulgation or final adoption
32 process or (ii) any existing agency rule, regulation, *or* practice or failure to adopt a rule or regulation,
33 the Commission may prepare and arrange for the introduction of a bill to clarify the intent of the
34 General Assembly when it enacted a law or to correct any misapplication of a law by an agency.

ENROLLED

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