

**Unified Regulatory Plan of the Department of Motor Vehicles for State Fiscal Year 2023**

Prepared on September 30, 2022

## Agency Description

The Department of Motor Vehicles (DMV) is responsible for the administration of the motor vehicle license, registration and title laws; the issuance, suspension, and revocation of driver’s licenses; the examination of applicants for and holders of driver’s licenses; the administration, training, disciplining, and assignment of examiners of applicants for driver’s licenses; the administration of the safety responsibility laws, fuel tax laws, the provisions of Title 46.2 relating to transportation safety and dealer licensing laws; the registration of carriers of passengers or property and vehicles that may be required to be registered under the International Registration Plan or pay road tax as described under Chapter 27 (§ 58.1-2700 et seq.) of Title 58.1 under the International Fuel Tax Agreement; the audit of carriers of passengers or property for compliance with registration and road tax requirements; proof of financial responsibility; and any other services that may be required to create a single point of contact for motor carriers operating within and without the Commonwealth, including the operation of permanent and mobile motor carrier service centers. DMV promulgates regulations necessary to carry out the laws administered by the department pursuant to § 46.2-203. DMV operates under the supervision of the Secretary of Transportation.

Table for Individual Regulatory Activities

<b>Title of Proposed Regulatory Action or Guidance Document</b> Periodic Review of Public Participation Guidelines	
<b>Brief Overview</b> Section 2.2-4007.02 of the Code of Virginia requires agencies to adopt public participation guidelines for use when soliciting input from interested parties in the formation and development of regulations. Section 2.2-4007.02 was amended via Chapter 795 of the 2012 Acts of Assembly to allow for interested persons to be accompanied by and represented by counsel or other representative when submitting data, views and information to an agency during the promulgation of regulations. The Department of Planning and Budget’s model public participation guidelines were accordingly amended. As the sole potential amendment is already reflected within the statutory provision of the Code of Virginia, the Department of Motor Vehicles determined any update to conform with the new version of the Department of Planning and Budget’s model public participation guidelines would be duplicative and unnecessary.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	Declining to make additions to existing regulations that merely duplicate language in statute.
<b>Expected Date</b>	November 21, 2022

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV Medical Waiver Guidance	
<b>Brief Overview</b>	
The Federal Motor Carrier Safety Administration updated its vision standard and diabetes standard for commercial motor vehicle operators and these changes are reflected in the revised guidance document.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input checked="" type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	October 2022

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 226 Virginia Motorcycle Rider Training Program, Virginia Rider Training Program Policy and Procedures	
<b>Brief Overview</b>	
The approved curriculum listed in the current document for basic rider training, experienced rider training, and sidecar and three-wheeled motorcycle rider training is no longer available. The document will be revised to include approved and currently available motorcycle rider training curriculum. In addition, DMV has stopped using a contractor to administer certain portions of the motorcycle rider training program and will revise the document to reflect that change.	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	November – December 2022

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
TSS 96 Virginia Rider Training Program Training License	
<b>Brief Overview</b>	
The approved curriculum listed in the current document for basic rider training, experienced rider training, and sidecar and three-wheeled motorcycle rider training is no longer available. The document will be revised to include approved and currently available motorcycle rider training curriculum. In addition, DMV has stopped using a contractor to administer certain portions of the motorcycle rider training program and will revise the document to reflect that change.	
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<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	November – December 2022

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 28: Farm Use Vehicles in Virginia	
<b>Brief Overview</b>	
At the 2022 Regular Session, the General Assembly created Code § 46.2-684.2, requiring the Department of Motor Vehicles to issue permanent farm use placards, and amended Code §§ 46.2-665, -666, -670, and -672, to require the use of permanent farm use placards on certain vehicles. Chapters 51 and 52 (2022 Acts of Assembly). These statutory changes necessitated a revision of the Department’s existing guidance document, DMV 28: Frequently Asked Questions about Farm Vehicles (posted July 6, 2020), to introduce the new placard and explain its use. The Department anticipates publishing the revised and retitled document imminently.	
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<b>Additional Description</b>	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	None. The requirements are imposed by statute.
<b>Expected Date</b>	October 2022

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 141 and DMV 141 (Spanish) Obtaining a Virginia Driver's License or Identification Card	
<b>Brief Overview</b> DMV credentials are in the process of revision to ensure the highest possible security. The new credentials, anticipated to be issued in 2023, will look different than those currently issued. All DMV documents relating to the credentials will be updated with an image reflecting the new credentials.	
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<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	Spring, 2023

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 309 and DMV 309 (Spanish) Obtaining a New Driver Privilege Card	
<b>Brief Overview</b> DMV credentials are in the process of revision to ensure the highest possible security. The new credentials, anticipated to be issued in 2023, will look different than those currently issued. All DMV documents relating to the credentials will be updated with an image reflecting the new credentials.	
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<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	Spring, 2023

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 172 and DMV 172 (Spanish) Virginia's Secure Children's Identification Cards	
<b>Brief Overview</b>	
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<b>Deregulatory Component</b>	
<b>Expected Date</b>	Spring, 2023

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 252A Veterans Indicator	
<b>Brief Overview</b>	
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<b>Deregulatory Component</b>	
<b>Expected Date</b>	Spring, 2023

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 299 Real ID – You have a REAL Choice	
<b>Brief Overview</b>	
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<b>Deregulatory Component</b>	
<b>Expected Date</b>	Spring, 2023

<b>Title of Proposed Regulatory Action or Guidance Document</b>	
DMV 300 REAL ID – A REAL Choice for Virginians	
<b>Brief Overview</b>	
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<b>Expected Date</b>	Spring, 2023