

Unified Regulatory Plan  
of the  
Department of Agriculture and  
Consumer Services  
for State Fiscal Year 2025

Prepared on June 30, 2024

## Agency Summary

The Department of Agriculture and Consumer Services operates under the supervision of the Secretary of Agriculture and Forestry and promotes the economic growth and development of Virginia agriculture, provides consumer protection, and encourages environmental stewardship. Authority to make regulations administered by the agency lies with the Board of Agriculture and Consumer Services, the Potato Board, the Commissioner of Agriculture and Consumer Services, the State Veterinarian, and the State Milk Commission. Rulemaking powers are established throughout the Code of Virginia (Code), including throughout Title 3.2 of the Code; Title 58.1, Chapter 32, Article 4 of the Code; certain chapters of Title 59.1 of the Code; Title 61.1, Chapter 7 of the Code; Title 62.1, Chapter 19.1 of the Code; and Title 18.2, Chapter 8, Article 1.1:1 of the Code.

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Regulatory action to amend 2 VAC 5-510, Rules and Regulations Governing the Production, Processing, and Sale of Ice Cream, Frozen Desserts, and Similar Products		
<b>Brief Overview</b>		
The Board of Agriculture and Consumer Services has proposed amendments to <i>Rules and Regulations Governing the Production, Processing, and Sale of Ice Cream, Frozen Desserts, and Similar Products</i> (2 VAC 5-510) to remove extraneous requirements, clarify certain provisions, provide regulatory flexibility, update documents incorporated by reference, and enhance recordkeeping procedures to further protect public health.		
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	July 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Repeal of 2 VAC 5-336		
<b>Brief Overview</b>		
The Board of Agriculture and Consumer Services has approved a regulatory action to repeal <i>Regulations for Enforcement of the Virginia Tree and Crop Pests Law – Spotted Lanternfly Quarantine</i> (2 VAC 5-336).		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Revised Proposed

	<input type="checkbox"/> Final Rule	<input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This regulatory action will eliminate 25 discretionary regulant requirements.	
<b>Expected Date</b>	July 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 6312 / Stage 10114 (NOIRA)		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Promulgate regulations governing the installation of invasive plant species by tradespersons in Virginia		
<b>Brief Overview</b> Chapter 153 of the 2023 Acts of Assembly directs the Board of Agriculture and Consumer Services to promulgate a regulation requiring tradespersons to provide written notification to property owners for all plants proposed for installation that are included on the Department of Conservation and Recreation's Virginia Invasive Plant Species list. The Board has proposed text for <i>Regulations for Tradesperson Installing Invasive Plant Species (2 VAC 5-455)</i> .		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input 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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	July 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Action 6411 / Stage 10242 (NOIRA)		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Conformance with EPA pesticide applicator standards		
<b>Brief Overview</b> The Board of Agriculture and Consumer Services is expected to propose amendments to <i>Regulations Governing Licensing of Pesticide Businesses Operating under Authority of the Virginia Pesticide Control Act (2 VAC 5-680)</i> and <i>Regulations Governing Pesticide Applicator Certification under Authority of Virginia Pesticide Control Act (2 VAC 5-685)</i> to conform these chapters with the U.S. Environmental Protection Agency's (EPA) 2017 Certification of Pesticide Applicators Rule.		
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule

<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	August 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Repeal of Answering Telephone Requests for Pesticide Applicator or Pesticide Business License Examination (Guidance Document)		
<b>Brief Overview</b> Action will repeal Answering Telephone Requests for Pesticide Applicator or Pesticide Business License Examination, which does not meet the definition of "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"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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>	Repeal will eliminate one page and three discretionary regulant requirements.	
<b>Expected Date</b>	August 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b> Repeal of Commercial Carpet Cleaners Who Apply Pesticides for Flea and Tick Control (Guidance Document)		
<b>Brief Overview</b> Action will repeal Commercial Carpet Cleaners Who Apply Pesticides for Flea and Tick Control, which does not meet the definition of "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"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input checked="" type="checkbox"/> Guidance Document
<b>Legal Authority</b>	<input type="checkbox"/> Action required by federal statute	<input checked="" type="checkbox"/> Discretionary action

	<input type="checkbox"/> Action required by state statute
<b>Deregulatory Component</b>	Repeal will eliminate one page.
<b>Expected Date</b>	August 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Repeal of Production Registration - Submission of Labels (Guidance Document)	
<b>Brief Overview</b>	
Action will repeal Production Registration - Submission of Labels, which does not meet the definition of "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"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <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>	Repeal will eliminate two pages and eight discretionary regulant requirements.
<b>Expected Date</b>	August 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Registration Label Review (Guidance Document)	
<b>Brief Overview</b>	
Repeal of Registration Label Review, which does not meet the definition of "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"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <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>	Repeal will eliminate four pages and four discretionary regulant requirements.
<b>Expected Date</b>	August 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>
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Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Repeal of Certification of individuals treating cooling towers or swimming pools (Guidance Document)	
<b>Brief Overview</b> Action will repeal Certification of individuals treating cooling towers or swimming pools, which does not meet the definition of “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"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <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>	Repeal will eliminate one page.
<b>Expected Date</b>	August 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b> 2024 Virginia Cooperative Spongy Moth Suppression Program (Guidance Document)	
<b>Brief Overview</b> The proposed changes will update the guidelines to reflect the dates relevant to the Virginia Cooperative Spongy Moth Suppression Program.	
<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"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <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 type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	August 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b> Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b> Regulatory action to amend Regulations for the Enforcement of the Virginia Commercial Feed Act to allow “dietary fiber” to be listed on the product’s label.	

<b>Brief Overview</b>		
<p><i>Regulations for the Enforcement of the Virginia Commercial Feed Act (2 VAC 5-360) provides that a commercial feed is misbranded if the label does not include an accurate statement of the maximum percentage of crude fiber. The Association of American Feed Control Officials have developed the Pet Food Label Modernization project intended to provide information in a format more familiar to consumers. One of the label changes as part of the Pet Food Label Modernization includes the listing of fiber as “dietary fiber,” rather than the current requirement that a label includes “crude fiber.” It is anticipated that other states will follow this change, and the Board of Agriculture and Consumer Services is expected to propose an amendment to the regulation to allow “dietary fiber” to be listed on feed labels and to prohibit the listing of “crude fiber” to ensure that Virginia’s feed label requirements align with other states. The anticipated amendment will provide a transition period to allow manufacturers to meet this new requirement.</i></p>		
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	August 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Repeal of 2 VAC 5-550		
<b>Brief Overview</b>		
<p>The Board of Agriculture and Consumer Services is expected to repeal <i>Rules and Regulations Pertaining to Tolerances and Prohibitions Applicable to Sausage (2 VAC 5-550)</i>.</p>		
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This regulatory action will eliminate six discretionary regulant requirements.	
<b>Expected Date</b>	September 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Repeal of 2 VAC 5-590		
<b>Brief Overview</b>		
The Board of Agriculture and Consumer Services is expected to repeal <i>Rules and Regulations Pertaining to Tolerances and Prohibitions Applicable to Ground Beef</i> (2 VAC 5-590).		
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	This regulatory action will eliminate seven discretionary regulant requirements.	
<b>Expected Date</b>	September 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Regulatory action to repeal the Public Participation Guidelines promulgated by the Charitable Gaming Board		
<b>Brief Overview</b>		
Chapters 554 and 609 of the 2022 Acts of Assembly, in part, (i) authorize the Commissioner of the Department of Agriculture and Consumer Services to prescribe regulations and conditions under which charitable gaming shall be conducted in the Commonwealth and (ii) reclassify the Charitable Gaming Board from a policy board to an advisory board. Previously, the authority to adopt regulations regarding the conduct of charitable gaming rested with the Charitable Gaming Board. In response to this 2022 legislation, the Department of Agriculture and Consumer Services will repeal <i>Public Participation Guidelines</i> (11 VAC 15-13), which was promulgated by the Charitable Gaming Board.		
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input 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>		
<b>Expected Date</b>	September 2024	



<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Regulatory action to promulgate Public Participation Guidelines for charitable gaming		
<b>Brief Overview</b>		
Chapters 554 and 609 of the 2022 Acts of Assembly, in part, (i) authorize the Commissioner of the Department of Agriculture and Consumer Services to prescribe regulations and conditions under which charitable gaming shall be conducted in the Commonwealth and (ii) reclassify the Charitable Gaming Board from a policy board to an advisory board. Previously, the authority to adopt regulations regarding the conduct of charitable gaming rested with the Charitable Gaming Board. In response to this 2022 legislation, the Department of Agriculture and Consumer Services will promulgate <i>Public Participation Guidelines</i> (11 VAC 20-10).		
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<input 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>		
<b>Expected Date</b>	September 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>		
Not available		
<b>Title of Proposed Regulatory Action or Guidance Document</b>		
Regulatory action to amend a reference to the publisher of certain data used in the determination of class prices for producer milk		
<b>Brief Overview</b>		
The State Milk Commission is expected to amend <i>Regulations for the Control and Supervision of Virginia's Milk Industry</i> (2 VAC 15-20) to update the regulation's reference to the publisher of the average weekly earnings of workers in Virginia manufacturing industries.		
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action	<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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>		
<b>Expected Date</b>	September 2024	

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
Not applicable	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Regulatory action to amend 11 VAC 20-20 to reflect Chapters 592, 593, 594, 787, and 755 of the 2023 Acts of Assembly.	
<b>Brief Overview</b>	
Chapters 592 and 593 of the 2023 Acts of Assembly (i) require the Department of Agriculture and Consumer Services to issue registrations for those organizations anticipating generating \$40,000 or less in charitable gaming gross receipts for no more than seven days per calendar year and (ii) allow for the sale of paper instant bingo, pull-tabs, and seal cards during certain events. Chapters 755 and 787 of the 2023 Acts of Assembly require the agency to issue temporary permits to certain qualified organizations so that permitted organizations may sell paper instant bingo, pull-tabs, and seal cards during a conference or convention under certain circumstances. The Department will amend <i>Charitable Gaming Regulations</i> (11 VAC 20-20) to implement these new statutory provisions.	
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input 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>	
<b>Expected Date</b>	December 2024

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Regulatory action to amend 2 VAC 5-595, Regulations Governing the Manufacturing and Sale of Products that Contain Industrial Hemp Extracts Intended for Human Consumption	
<b>Brief Overview</b>	
Chapters 744 and 794 of the 2023 Acts of Assembly amended, in part, provisions of the Virginia Food and Drink Law regarding industrial hemp extracts intended for human consumption. The Board of Agriculture and Consumer Services is expected to amend <i>Regulations Governing the Manufacturing and Sale of Products that Contain Industrial Hemp Extracts Intended for Human Consumption</i> (2 VAC 5-595) to reflect relevant provisions in Chapters 744 and 794 of the 2023 Acts of Assembly.	
<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"/> Revised Proposed <input checked="" type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input 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>	

<b>Expected Date</b>	January 2025
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<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
Action 5930 / Stage 10094 (proposed)	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Regulatory action to establish a minimum germination rate for cotton seed	
<b>Brief Overview</b>	
<i>Rules and Regulations for the Enforcement of the Virginia Seed Law (2 VAC 5-390) provides specific requirements for seeds sold in Virginia, including minimum germination rates for vegetable, flower, and peanut seeds. Currently, cotton seed sold in Virginia has no minimum standard for germination rate. The proposed action by the Board of Agriculture and Consumer Services seeks to determine an appropriate minimum germination rate for cotton seed sold in Virginia and establish such minimum germination rate in Rules and Regulations for the Enforcement of the Virginia Seed Law.</i>	
<b>Regulatory Stage (check one box)</b>	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input checked="" type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	
<b>Expected Date</b>	June 2025

<b>Action/Stage or Guidance Document Forum ID (if available)</b>	
Not available	
<b>Title of Proposed Regulatory Action or Guidance Document</b>	
Regulatory action to amend Regulations for the Enforcement of the Noxious Weeds Law to reflect Chapter 153 of the 2023 Acts of Assembly	
<b>Brief Overview</b>	
<i>Chapter 153 of the 2023 Acts of Assembly authorizes the Board of Agriculture and Consumer Services to adopt regulations governing the conditions under which a permit is required to move, transport, deliver, ship, offer for shipment, sell, or offer for sale into the Virginia any noxious weed or part thereof. The Board is expected to initiate a regulatory action to amend <i>Regulations for the Enforcement of the Noxious Weeds Law (2 VAC 5-317)</i> to establish these conditions.</i>	
<b>Regulatory Stage (check one box)</b>	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track Rule
<b>Additional Description</b>	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <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 checked="" type="checkbox"/> Discretionary action
<b>Deregulatory Component</b>	

<b>Expected Date</b>	June 2025
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