

Unified Regulatory Plan of the Department of State Police for State Fiscal Year 2025

Prepared on June 6, 2024

Description of Agency or Boards

The Department of State Police is the state police force for the Commonwealth of Virginia. Consisting of the Superintendent’s Office, Bureau of Field Operations, Bureau of Criminal Investigation, Bureau of Strategic Governance and the Bureau of Administrative and Support Services, the Department provides traffic and criminal enforcement services throughout the Commonwealth as well as providing communication, investigative, and technical support to local law enforcement agencies. The Department also manages the Virginia motor vehicle inspections program and commercial vehicle enforcement. The Department promulgates numerous, statutorily mandated, regulations governing its various programs and operations including commercial motor vehicle enforcement, standards and specifications for motor vehicle equipment, pawnbroker records keeping, the Sex Offender Registry, firearms transactions, reporting of found firearms, and methamphetamine precursor tracking. The Department operates under the supervision of the Secretary of Public Safety and Homeland Security.

The only confirmed projected regulatory/Guidance Document actions for 2024-25 are set forth below:

Action/Stage or Guidance Document Forum ID (if available)		
Final Exempt – Action # TBD		
Title of Proposed Regulatory Action or Guidance Document		
Motor Carrier Safety Regulations - Summer 2024 Amendments – FINAL – 19VAC30-20		
Brief Overview		
<p>Pursuant to section 52-8.4 the Superintendent of State Police, with the cooperation of such other agencies of the Commonwealth as may be necessary, shall promulgate regulations pertaining to commercial motor vehicle safety pursuant to the United States Motor Carrier Act of 1984. These regulations shall set forth criteria relating to driver, vehicle, and cargo safety inspections with which motor carriers and transport vehicles shall comply and shall be no more restrictive than the applicable provisions of the Federal Motor Carrier Safety Regulations of the United States Department of Transportation. The adoption of these regulations is required for the Commonwealth to remain eligible for federal grants which support the Commonwealth’s commercial motor vehicle enforcement efforts.</p> <p>This revision is being made to grant qualified Virginia law enforcement officers the authority to enforce with the Federal Motor Carrier Safety Regulations promulgated by the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, with amendments promulgated and in effect as of October 1, 2024, pursuant to the United States Motor Carrier Safety Act found in 49 CFR Part 385 and 49 CFR 395.</p>		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input checked="" type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input checked="" type="checkbox"/> Exempt Rule	<input type="checkbox"/> Guidance Document
Legal Authority	<input checked="" type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action

Deregulatory Component	This action will ensure the Commonwealth remains in compliance with the FY 2024 Motor Carrier Safety Action Program (MCSAP) Grant funding received from the US DOT.
Expected Date	November 2024

Action/Stage or Guidance Document Forum ID (if available) Final Exempt - Action # 6478 Stage ID: 10348	
Title of Proposed Regulatory Action or Guidance Document 2024 Amendments to Regulations relating to standards and specifications for purple warning lights used by vehicles leading or escorting funeral processions. 19VAC30-165	
Brief Overview These amendments are intended to reduce the burden on small business by simplifying the process funeral homes must follow when equipping their escort vehicles with purple lights. The amendments specify that instead of being required to determine the lights meet the applicable industry standards for the color purple, the funeral home may now rely upon markings or certification by the manufacturer, seller, or installer, that the lights meet the applicable industry standards. Such marking and certification is easier to both comply with and enforce, placing the burden of compliance on those who already must comply, the manufacturer or marketer of the lights.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
Additional Description	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
Legal Authority	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Discretionary Action <input checked="" type="checkbox"/> Action required by state statute
Deregulatory Component	The amendments specify that instead of being required to determine the lights meet the applicable industry standards for the color purple, the funeral home may now rely upon markings or certification by the manufacturer, seller, or installer, that the lights meet the applicable industry standards.
Expected Date	October 2024

Action/Stage or Guidance Document Forum ID (if available) TBD	
Title of Proposed Regulatory Action or Guidance Document 2024 Amendments to Regulations Relating to Standards and Specifications for Back-Up Audible Alarm Signals. 19VAC30-140	
Brief Overview The purpose of this regulation is to establish specifications which define standards and identification of back-up audible alarm signals required on garbage and refuse collection and disposal vehicles and certain vehicles used primarily for highway repair and maintenance mandated by section 46.2-1157.1 of the Code of Virginia. The amendments will shift the burden of complying with the applicable	

industry standards from the end user to the manufacturer of the device who must already comply with those standards to market their devices. This will allow the end user to rely on markings on the device or a certification b the manufacturer rather than having to test the device themselves.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input checked="" type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
Additional Description	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input type="checkbox"/> Guidance Document
Legal Authority	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary Action
Deregulatory Component	The amendments specify that instead of being required to determine the lights meet the applicable industry standards for the color purple, the funeral home may now rely upon markings or certification by the manufacturer, seller, or installer, that the lights meet the applicable industry standards.
Expected Date	November 2024

Action/Stage or Guidance Document Forum ID (if available) TBD	
Title of Proposed Regulatory Action or Guidance Document REPEAL Guidance Document – How to File a Complaint ID 3246	
Brief Overview After review of this document in conjunction with ORM it was determined that this document does not meet the threshold for classification as a guidance document.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
Additional Description	<input type="checkbox"/> Expedited Review Requested <input checked="" type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
Legal Authority	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary Action
Deregulatory Component	Remove document
Expected Date	August 2024

Action/Stage or Guidance Document Forum ID (if available) TBD	
Title of Proposed Regulatory Action or Guidance Document V5.4 - Community Policing Data Instructions and Technical Specification	

Brief Overview	
This document provides Law Enforcement Agencies technical guidance on the collection and submission of mandated Community Policing Data as required by sections 15.2-1609.10,15.2-1722.1 and sections 52-30.1 through 52-30.4.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed <input type="checkbox"/> Final <input type="checkbox"/> Emergency or Emergency/NOIRA <input type="checkbox"/> Revised Proposed <input type="checkbox"/> Fast-Track
Additional Description	<input type="checkbox"/> Expedited Review Requested <input type="checkbox"/> Exempt Action <input checked="" type="checkbox"/> Guidance Document
Legal Authority	<input type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary Action
Deregulatory Component	The document will be reduced by several pages by removing duplicative information and removing full text of Code sections that were included in the document. These sections are readily available on-line.
Expected Date	September 2024