## **Emergency regulation**

## An emergency regulation is:

- --Promulgated if there is an "emergency situation" or legislation states that a regulation must be promulgated within 280 days.
- --Effective upon filing with the *Registrar of Regulations*.
- --Effective for up to 18 months, and this period may be extended up to 6 months if the Governor approves.
- --Usually replaced with a permanent regulation; if so, a Notice of Intended Regulatory Action (NOIRA) to promulgate the permanent replacement regulation must be filed at the same time as the emergency regulation.

Source: Section 2.2-4011 of the Code of Virginia



For more information, visit the Virginia Regulatory Town Hall at townhall.virginia.gov

## How it is promulgated:

Agency/board adopts emergency regulation and submits it on the Town Hall for executive branch review.

Executive branch review
(in order of review):
Office of the Attorney General
Department of Planning and Budget
Cabinet Secretary
Governor

Agency sends emergency regulation to

The Virginia Register of Regulations
via the Town Hall
and it becomes effective on the date of filing
(unless otherwise indicated by the agency).

Automatic email notification is sent to registered Town Hall users.

Ten days after Town Hall notice, the emergency regulation is published in the *Register* 

If NOIRA for permanent replacement regulation was also filed,

then 30-day public comment period begins and Town Hall public comment forum opens.

