

## PROFESSIONAL AND OCCUPATIONAL REGULATIONS

### *Operations and Performance of DPOR, 2018*

**Regulation of occupations** ► AM=mend the Code of Virginia to eliminate the occupational regulation of common interest community managers, opticians, and residential energy analysts and firms. (Recommendation 1)

**Regulation of occupations** ► Eliminate the regulation of natural gas automobile mechanics and technicians by repealing §§ 54.1-2355 through 54.1-2358 of the Code of Virginia. (Recommendation 4)

**Regulation of occupations** ► Amend the Code of Virginia to require that any proposed legislation to increase or begin regulation of an occupation under the Department of Professional and Occupational Regulation must first be evaluated by the Board for Professional and Occupational Regulation using the criteria described in § 54.1-311 of the Code of Virginia. (Recommendation 5)

**Verification of license applications** ► Amend the Code of Virginia to give the Department of Professional and Occupational Regulation authority to request and receive criminal record name searches as part of the review of individuals for initial licensure for any of the occupations that it regulates. (Recommendation 10)

**Unlicensed practice of occupations** ► Amend § 54.1-111 of the Code of Virginia to authorize the director of the Department of Professional and Occupational Regulation (DPOR), or a designee, to issue cease and desist notices to individuals and businesses that are found through investigation to be engaged in the unlicensed practice of occupations overseen by DPOR and its boards. (Recommendation 27)

**Excess revenue from fees** ► Amend § 54.1-113 of the Code of Virginia as follows, effective July 1, 2022: (i) to require that a regulatory board must reduce its fees if the board's fund balance exceeds a certain percentage of expenses allocated to it for the previous biennium or a set dollar amount, whichever is greater; and (ii) to require that, at the close of any biennium, all unspent or unencumbered revenue in excess of the cap be distributed to current regulants. This amendment should only apply to the Department of Professional and Occupational Regulation and its regulatory boards. (Recommendation 31)