

**Unified Regulatory Plan of the Department of Health Professions for State Fiscal Year 2023
Update**

March 7, 2023

Department of Health Professions.

The Virginia Department of Health Professions (“DHP”) is the umbrella agency for the 13 health regulatory boards and the Board of Health Professions that, together, license and regulate more than 435,000 healthcare practitioners across 62 professions. Health regulatory boards also regulate 13 types of facilities (funeral establishments, pharmacy-related businesses, and veterinary facilities). The director of DHP is authorized to supervise and manage the agency; perform or consolidate administrative services for the boards; receive all complaints made against regulated health care professionals; develop administrative policies and procedures governing the receipt and recording of complaints; monitor the status of actions regarding complaints; provide investigative services; collect and account for all fees to be paid into each board; and promulgate and revise regulations necessary for the administration of the department and such regulations as are necessary for the implementation of the Health Practitioners’ Monitoring Program, the Prescription Monitoring Program, and collection and management of emergency contact information for regulants.

Board of Audiology & Speech-Language Pathology.

The Board of Audiology & Speech-Language Pathology is a regulatory board within DHP. The board is authorized to: license the practice of audiology and speech-language pathology, including licensing school speech-language pathologists; set standards for licensure and professional conduct; and promulgate regulations to carry out the licensing act.

Board of Counseling.

The Board of Counseling is a regulatory board within the Department of Health Professions. The board is authorized to license and regulate the practice of counseling, marriage and family therapy, substance abuse treatment practitioners, and art therapy; and to administer the certification of rehabilitation providers, substance abuse counselors, and substance abuse counseling assistants. The board is also authorized to register qualified mental health professionals and peer recovery specialists.

Board of Dentistry.

The Board of Dentistry is a regulatory board within the Department of Health Professions. The board is authorized to license and promulgate regulations governing the practice and teaching of dentistry and dental hygiene. It is also authorized to promulgate regulations for the registration of dental assistants II, mobile dental clinics and for the issuance of permits for dentists who use moderate sedation or deep sedation/general anesthesia in dental offices. The board also registers dentists who practice oral and maxillofacial surgery and certifies those who perform cosmetic procedures.

Board of Funeral Directors & Embalmers.

The Board of Funeral Directors and Embalmers is a regulatory board within the Department of Health Professions. The board is authorized to license funeral service licensees, funeral directors, embalmers, and establishments providing funeral and embalming services; to regulate and inspect funeral establishments and crematories; to supervise programs for funeral service interns; to regulate preneed funeral contracts and preneed funeral trust accounts; to register crematories; and to promulgate regulations to improve and promote standards of service and practice and otherwise carry out the licensing act. The board is also directed to enforce applicable regulations of the State Board of Health and of local governments.

Board of Health Professions.

The Board of Health Professions is a policy board within the Department of Health Professions. The board is authorized to evaluate the need for coordination among health profession regulatory boards within the department; evaluate all health occupations and professions in the Commonwealth and recommend whether each should be regulated and the degree of regulation to impose; monitor the policies and activities of the department; comment, as appropriate, on all regulations proposed or promulgated by the boards of the department; and review enforcement and discipline processes of the boards and the department. In addition, the board is authorized to promulgate regulations to administer the Practitioner Self-Referral Act.

Board of Long-Term Care Administrators.

The Board of Long-Term Care Administrators is a regulatory board within the Department of Health Professions. The board is authorized to license nursing home administrators and administrators of facilities licensed to provide assisted living care, to prescribe standards for licensure and professional conduct, and to promulgate regulations to carry out the licensing act.

Board of Medicine.

The Board of Medicine is a regulatory board within the Department of Health Professions. The board is authorized to license the practice of acupuncture, chiropractic, medicine, occupational therapy, osteopathic medicine, podiatry, radiologic technology, and respiratory care; to license physician assistants, athletic trainers, certified professional midwives, polysomnographic technologists, behavior analyst, assistant behavior analysts, genetic counselors, and surgical assistants; to certify surgical technologists; jointly with the Board of Nursing, to promulgate regulations regarding the licensure and prescriptive authority of nurse practitioners, of licensed certified midwives, and of clinical nurse specialists; and, jointly with the Board of Pharmacy, to promulgate regulations to facilitate the development and implementation of safe and effective collaborative agreements between practitioners and pharmacists. The board is required to prescribe by regulation such requirements as may be necessary to ensure continued practitioner competence which may include continuing education, testing, or any other requirement.

Board of Nursing.

The Board of Nursing is a regulatory board within the Department of Health Professions. The board is authorized to license registered and practical nurses, to certify nurse aides and establish a career advancement certification for certified nurse aides, to register medication aides in assisted living facilities, to approve and prescribe minimum standards for nursing, nurse aide, and medication aide education programs, to approve curricula therefor, to license massage therapists, and to promulgate regulations for the delegation of certain nursing tasks and procedures to an appropriately trained unlicensed person and regulations for collecting, storing and making available nursing workforce information. It is also authorized, jointly with the Board of Medicine, to promulgate regulations regarding the licensure and prescriptive authority for nurse practitioners, licensed certified midwives, and clinical nurse specialists. The board is authorized to cooperate with the Board of Health's promulgation of regulations establishing a nursing scholarship and loan repayment program for registered nurses, practical nurses, and certified nurse aides who agree to perform a period of nursing service in a Commonwealth long-term care facility. The Board is authorized to distribute the Mary Marshall Nursing Scholarship from licensing funds to students in registered nursing, licensed practical nursing, and certified nurse aide programs pursuant to biennial appropriations by the Virginia General Assembly.

Board of Optometry.

The Board of Optometry is a regulatory board within the Department of Health Professions. The board is authorized to license optometrists, to establish standards for licensure and governing practice, and to approve courses of continuing education required for annual license renewal. It is authorized to promulgate regulations regarding the certification of optometrists to administer diagnostic pharmaceutical agents for the purpose of examining the human eye and to certify qualified optometrists to prescribe certain therapeutic pharmaceutical agents for the treatment of certain diseases and abnormal conditions of the human eye and its adnexa.

Board of Pharmacy.

The Board of Pharmacy is a regulatory board within the Department of Health Professions. The board is authorized to license pharmacists; to register pharmacy technicians and pharmacy technician trainees; to permit pharmacies, outsourcing facilities, and third-party logistics providers; to register nonresident pharmacies, nonresident outsourcing facilities, and nonresident manufacturers; to regulate the manufacturing, dispensing, selling, distributing, processing, compounding, or disposal of drugs and devices; to register persons prescribing or doing research in controlled substances; to modify the statutory classifications of controlled substances; to prescribe standards for special packaging; to promulgate regulations respecting equipment, sanitation, quality control, and safeguards against diversion and otherwise carry out the drug control statutes; and, jointly with the Board of Medicine, to promulgate regulations to facilitate the development and implementation of safe and effective collaborative agreements between practitioners of the healing arts and pharmacists. The board is authorized to license and regulate the dispensing of controlled substances by practitioners of the healing arts and to issue permits to the facilities from which they dispense. It regulates the storage, handling, and distribution of prescription drugs by wholesale distributors, medical equipment suppliers, third-party logistics

providers, and warehouseers to prevent the diversion of prescription drugs. The Board is authorized to promulgate regulations governing the issuance of a permit for a pharmaceutical processor to cultivate cannabis, and produce and dispense cannabis products to be used for the treatment of any disease or condition as certified by a registered doctor of medicine or osteopathic medicine. Such regulations also specify registration of physicians who certify a patient as qualified to receive the cannabis products.

Board of Physical Therapy.

The Board of Physical Therapy is a regulatory board within the Department of Health Professions. The board is authorized to regulate the practice of physical therapy and carry out the provisions of the Code of Virginia regarding the qualifications, examination, licensure, regulation, and continuing competency of physical therapists and physical therapist assistants. The board is also authorized to certify physical therapists who meet certain criteria to provide services without referral.

Board of Psychology.

The Board of Psychology is a regulatory board within the Department of Health Professions. The board is authorized to license clinical psychologists, applied psychologists, and school psychologists, including school psychologists-limited in cooperation with the Board of Education, and to promulgate regulations for the voluntary certification of its licensees as sex offender treatment providers and the mandatory certification of certain other professionals as sex offender treatment providers.

Board of Social Work.

The Board of Social Work is a regulatory board within the Department of Health Professions. The board is authorized to license persons engaged in the practice of social work as baccalaureate social workers (LBSW), master's social workers (LMSW), or clinical social workers (LCSW). The board is also authorized to license music therapists.

Board of Veterinary Medicine.

The Board of Veterinary Medicine is a regulatory board within the Department of Health Professions. The board is authorized to license veterinarians and veterinary technicians and to issue faculty or intern/resident licenses; to register equine dental technicians; to establish essential requirements and standards for approval of veterinary programs; to establish and monitor programs for the practical training of qualified students of veterinary medicine or veterinary technology in college or university programs of veterinary medicine or veterinary technology; and to regulate, inspect and register all establishments and premises where veterinary medicine is practiced. The board is authorized to promulgate regulations for continuing education requirements for renewal of licensure and licensure by endorsement of veterinarians and veterinary technicians.

Board of Audiology & Speech-Language Pathology

Title of Proposed Regulatory Action or Guidance Document Regulatory reduction	
Brief Overview Board will consider regulatory reduction action to 18VAC30-21. ¹	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Reduction of regulations.
Expected Date	December 13, 2022; changes will need to be dependent on approval of fast-track changes from previous periodic review Action 5876 / Stage 9476, currently in Governor's office.

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 30-10: Disposition of disciplinary cases for practicing on an expired license	
Brief Overview Standard four year review. May update terminology and formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 18 or TBD 2023

¹ For all DHP boards, the decision of whether to file an action as a fast-track or NOIRA depends greatly on the type of regulatory changes considered and whether multiple public comment periods may be needed. It also depends on the decision of the board members themselves. Therefore, regulatory stages for DHP boards may indicate both NOIRA and fast-track to indicate that fast-track will be used if possible, but the board cannot make that prediction at this time.

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 30-3: Use of Confidential Consent Agreements	
Brief Overview Standard four year review. May update terminology and formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 18 or TBD 2023

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 30-5: Equivalent accrediting body for audiology educational programs	
Brief Overview Standard four year review. May update terminology and formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 18 or TBD 2023

Board of Counseling

Title of Proposed Regulatory Action or Guidance Document Licensure of Art Therapists	
Brief Overview The Board will adopt final regulations to license art therapists 18VAC115-90 following approval by the Governor's office of the proposed regulations Action 5656 / Stage 9495.	
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 type="checkbox"/> Exempt Rule <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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5656 / Stage 9495.

Title of Proposed Regulatory Action or Guidance Document Changes resulting from periodic review	
Brief Overview These amendments are the result of a periodic review conducted on 18VAC115-20, -50, and -60. The changes update the regulations, clarify language, achieve consistency among requirements for licensees, and facilitate obtaining a license by endorsement by adding an additional three pathways to obtain a license by endorsement for licensed professional counselors and licensed marriage and family therapists. Additional standards of practice and grounds for disciplinary action are included to address issues that have arisen in disciplinary matters before the Board or for consistency with other behavioral health professional regulations.	
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 type="checkbox"/> Exempt Rule <input type="checkbox"/> Guidance Document
Legal Authority	<input type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Discretionary action <input type="checkbox"/> Action required by state statute
Deregulatory Component	As stated more fully in the agency background document, the number of pathways to licensure by endorsement increases under these amendments from 2 to 5.
Expected Date	Board voted to adopt final regulations on September 16, 2022, submitted to OAG on September 21, 2022.

Title of Proposed Regulatory Action or Guidance Document Regulatory reduction action	
Brief Overview Reduction of one requirement that is outdated or unnecessary in 18VAC115-20 and -50.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	As described in the agency background document filed, the changes eliminate a requirement that applicants for endorsement have examination scores sent to the Board.
Expected Date	The Board voted on this action on September 16, 2022, submitted to OAG on September 21, 2022.

Title of Proposed Regulatory Action or Guidance Document Removal of redundant provisions related to conversion therapy.	
Brief Overview Reduction of one requirement that is duplicative of statute in 18VAC115-20, -30, -50, -60.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	As described in the agency background document filed, the changes eliminate redundant provisions regarding conversion therapy that are now in statute.
Expected Date	The Board voted on this action on September 16, 2022, submitted to DPB on September 21, 2022.

Title of Proposed Regulatory Action or Guidance Document Deletion of existing Guidance Document 115-5: Conduct of an Informal Conference by an Agency Subordinate	
Brief Overview Deletion of a guidance document that is repetitive of a general agency guidance document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletes a guidance document
Expected Date	November 4, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 115-9: Board-recognized entity for licensure by endorsement	
Brief Overview Standard four year review. May update terminology and formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 4, 2022 or 2023 TBD

Board of Dentistry

Title of Proposed Regulatory Action or Guidance Document NOIRA or fast-track based on periodic review of 18VAC60-21, -25, and -30	
Brief Overview The Board decided it would retain and amend these chapters during a periodic review in 2022. The Regulatory Committee and the Full Board will consider amendments and possible reductions in late 2022.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Possible reductions.
Expected Date	December 2, 2022

Title of Proposed Regulatory Action or Guidance Document Training and supervision of digital scan technicians	
Brief Overview Board will vote on final regulations in 18VAC60-21 regarding the training of technicians to practice under the direction of a licensed dentist in Virginia, pursuant to HB165 and SB122 of the 2020 General Assembly once proposed regulations are approved by the Governor Action 5600 / Stage 9629.	
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 type="checkbox"/> Exempt Rule <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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5600 / Stage 9629.

Title of Proposed Regulatory Action or Guidance Document	
Expansion and clarification of refresher courses required for reinstatement of license of a dentist or dental hygienist.	
Brief Overview	
The Board intends to expand the number and type of refresher courses accepted by the Board for reinstatement or renewal of license for a dentist or dental hygienist in 18VAC60-21 and -25. Action is in response to a petition for rulemaking from the regulated community. Will vote on proposed regulations when NOIRA executive branch review is complete Action 5967 / Stage 9644.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5967 / Stage 9644.

Title of Proposed Regulatory Action or Guidance Document	
Continuing education requirements for jurisprudence	
Brief Overview	
The Board intends to specify that a certain number of the already required hours of continuing education for licensure renewal must be in jurisprudence. The Board will vote on proposed regulations when the NOIRA completes executive branch review Action 5987 / Stage 9671.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5987 / Stage 9671.

Title of Proposed Regulatory Action or Guidance Document Elimination of direct pulp-capping as a delegable task for a DAI		
Brief Overview The amendment corrects a mistake in the original drafting of regulations regarding delegable tasks of DAIs, clarifying that DAIs can only be delegated indirect pulp-capping, not direct pulp-capping in 18VAC60-30. The Board will vote on final regulations when the proposed regulations have completed executive branch review Action 5728 / Stage 9645.		
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 type="checkbox"/> Exempt Rule	<input 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		
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5728 / Stage 9645.	

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 60-15: Standards of professional conduct in the practice of dentistry		
Brief Overview Deletion of this guidance document.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Deletion of a guidance document	
Expected Date	December 2, 2022	

Title of Proposed Regulatory Action or Guidance Document	
Clinical competency requirements for reactivation and reinstatement of licenses as dentist or dental hygienist, or registration as a dental assistant II	
Brief Overview	
The Board intends to create a guidance document regarding types of competency courses accepted by the Board for reinstatement or renewal of license for a dentist or dental hygienist, or registration as a dental assistant II.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 2, 2022

Title of Proposed Regulatory Action or Guidance Document	
Revision of Guidance Document 60-3 to remove incorrect legal language and clarify exceptions to inspections and to add information from Guidance Document 60-27.	
Brief Overview	
The current version of Guidance Document 60-3 improperly states that certain facilities are exempted from Board of Dentistry inspections when using sedation. The language in the Guidance Document is contrary to law and must be amended. In addition, the information in Guidance Document 60-27 should be added to 60-3.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Will allow the Board to eliminate Guidance Document 60-27.
Expected Date	March 3, 2023

Title of Proposed Regulatory Action or Guidance Document Repeal of Guidance Document 60-27	
Brief Overview The Board intends to move the information in Guidance Document 60-27 to Guidance Document 60-3. The Board can therefore repeal this Guidance Document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Repeal of Guidance Document
Expected Date	March 3, 2023

Board of Funeral Directors & Embalmers

Title of Proposed Regulatory Action or Guidance Document NOIRA or fast-track regulatory reductions	
Brief Overview The Board will review its regulations to identify possible reductions in 18VAC65-20, -30, and -40, particularly once final regulations governing the separate licensure of funeral service licensees, funeral directors, and embalmers is approved by the executive branch and takes effect Action 5635 / Stage 9599. Any action will be either a NOIRA or fast-track, depending on the complexity and potential controversial nature of any amendments.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	Likely 2023, dependent on approval of final regulations by executive branch for 3 separate license types (funeral service licensee, funeral director, and embalmer) as required by General Assembly Action 5635 / Stage 9599.

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 65-1: Time credit for continuing education courses	
Brief Overview Standard four year review of guidance document. Revisions and formatting changes may be made.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 21, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 65-17: Disciplinary actions against funeral homes for failing to initiate corrective action	
Brief Overview Standard four year review of guidance document. Revisions and formatting changes may be made.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 21, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 65-2: Disposition of cases for practicing on an expired license	
Brief Overview Standard four year review of guidance document. Revisions and formatting changes may be made.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 21, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance Document 65-18: Guidance on surface transportation and removal services in Virginia	
Brief Overview Standard four year review of guidance document. Revisions and formatting changes may be made.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	April 13, 2023

Board of Health Professions

No anticipated regulatory or guidance document action.

Board of Long-Term Care Administrators

Title of Proposed Regulatory Action or Guidance Document Regulatory reduction	
Brief Overview The Board will consider a regulatory reduction action to 18VAC95-20 and -30 once the final regulations related to administrator-in-training programs are approved by the executive branch and become effective Action 5471 / Stage 9679.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	December 9, 2022 or TBD; dependent on approval of final regulations related to additional paths to licensure currently with Secretary of Health and Human Resources Action 5471 / Stage 9679.

Title of Proposed Regulatory Action or Guidance Document Creation of guidance document regarding the administrator-in-training program	
Brief Overview The Board will consider creation of a guidance document which will answer the most common questions received by Board staff regarding administrator-in-training programs.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 9, 2022 or TBD 2023.

Board of Medicine

Title of Proposed Regulatory Action or Guidance Document Regulations for implementation of the Occupational Therapy Compact	
Brief Overview The Board will adopt final regulations to implement the Occupational Therapy Compact in 18VAC85-80 once the executive branch completes review of the proposed regulations to implement the Compact Action 5797 / Stage 9593.	
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 type="checkbox"/> Exempt Rule <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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5797 / Stage 9593.

Title of Proposed Regulatory Action or Guidance Document Conform regulations governing licensure of Behavior Analysts to Code	
Brief Overview The Board will adopt proposed regulations to coordinate behavior analyst licensing requirements in 18VAC85-150 to Code once NOIRA is approved by the executive branch Action 5981 / Stage 9664. Currently the regulations conflict.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5981 / Stage 9664.

Title of Proposed Regulatory Action or Guidance Document New regulations for licensed certified midwives		
Brief Overview Jointly with the Board of Nursing, the Board of Medicine will adopt final regulations to license certified midwives in 18VAC90-70 as directed by the General Assembly once proposed regulations are approved Action 5801 / Stage 9552.		
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 type="checkbox"/> Exempt Rule	<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		
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5801 / Stage 9552.	

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing MDs, DOs, DPMs, DCs		
Brief Overview Following periodic review, the Board will amend 18VAC85-20. This action will include various reductions and elimination of outdated provisions.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<input 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	Elimination of outdated and redundant provisions.	
Expected Date	October 6, 2022	

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing respiratory therapists	
Brief Overview Following periodic review, the Board will amend 18VAC85-40. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing physician assistants	
Brief Overview Following periodic review, the Board will amend 18VAC85-50. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing occupational therapists	
Brief Overview Following periodic review, the Board will amend 18VAC85-80. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing radiologic technologists	
Brief Overview Following periodic review, the Board will amend 18VAC85-101. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing acupuncturists	
Brief Overview Following periodic review, the Board will amend 18VAC85-110. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing athletic trainers	
Brief Overview Following periodic review, the Board will amend 18VAC85-120. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing licensed midwives	
Brief Overview Following periodic review, the Board will amend 18VAC85-130. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing polysomnographic technologists	
Brief Overview Following periodic review, the Board will amend 18VAC85-140. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing behavior analysts	
Brief Overview Following periodic review, the Board will amend 18VAC85-150. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Reduction of regulations governing genetic counselors	
Brief Overview Following periodic review, the Board will amend 18VAC85-170. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-1: Bylaws of the Board of Medicine	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-13: Guidelines on performing procedures on the newly deceased for training purposes	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-19: Practitioner information system – glossary of terms	
Brief Overview Deletion of document. Information is found on website, not a guidance document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletion of guidance document
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-15: Guidelines concerning the ethical practice of surgery and invasive procedures	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-16: Questions and answers on continuing competency requirements	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 85-2: Assistant attorney general opinion on who can do a school physical examination	
Brief Overview Standard four year review. Reaffirmation only.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 85-20: AG opinion on employment of surgeon by nonprofit corporation		
Brief Overview Standard four year review. Reaffirmation only.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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		
Expected Date	October 6, 2022	

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 85-21: AG opinion on employment of physician by for-profit corporation		
Brief Overview Standard four year review. Reaffirmation only.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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		
Expected Date	October 6, 2022	

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-23: Policy on use of CCAs	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-4: Acceptance of continuing education in chiropractic	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-6: Competency assessment for three paid claims	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 90-56: Practice agreement requirements for licensed nurse practitioners (advanced practice registered nurses)	
Brief Overview Minor edits to existing document requested by Board staff to account for changed statutory language.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 15, 2022 Board of Nursing; December 2, 2022 Board of Medicine

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-10: Disclosures by licensed midwives for high-risk pregnancies	
Brief Overview Board intends to update based on additional complications licensed midwives have seen in the past several years.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	February 2023

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-26: Compliance with law for licensed midwives	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	February 2023

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-27: Role of licensed midwives in newborn hearing screening	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	February 2023

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 85-28: Authority of licensed midwives to order tests	
Brief Overview Standard four year review. May update procedures and edit formatting.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	February 2023

Board of Nursing

Title of Proposed Regulatory Action or Guidance Document New regulations for licensed certified midwives	
Brief Overview Jointly with the Board of Medicine, the Board of Nursing will adopt final regulations to license certified midwives in 18VAC90-70 as directed by the General Assembly once proposed regulations are approved by the executive branch Action 5801 / Stage 9552.	
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 type="checkbox"/> Exempt Rule <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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5801 / Stage 9552.

Title of Proposed Regulatory Action or Guidance Document Periodic review of regulations governing nurse aide education programs; changes based on periodic review; reduction of regulations.	
Brief Overview In response to a petition for rulemaking and program struggles during the COVID-19 pandemic, in March 2022 the Board amended 18VAC90-26 by fast-track action to increase the available workforce of trained CNAs.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Provides more options for clinical training of CNA students.
Expected Date	This action was voted on by the Board and sent to the OAG in March 2022. The OAG did not approve the action until September 2022. Technically this action was taken in FY2022, but may appear to be FY2023 due to the delay.

Title of Proposed Regulatory Action or Guidance Document	
Periodic review of regulations governing the practice of nursing; changes based on periodic review; reduction of regulations.	
Brief Overview	
Following periodic review, the Board will amend 18VAC90-19. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	TBD 2023

Title of Proposed Regulatory Action or Guidance Document	
Periodic review of regulations governing medication administration training and immunization protocol; changes based on periodic review; reduction of regulations.	
Brief Overview	
Following periodic review, the Board will amend 18VAC90-21. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	TBD 2023

Title of Proposed Regulatory Action or Guidance Document Periodic review of regulations governing certified nurse aides; changes based on periodic review; reduction of regulations.	
Brief Overview Following periodic review, the Board will amend 18VAC90-25. This action will include various reductions and elimination of outdated provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	TBD 2023

Title of Proposed Regulatory Action or Guidance Document Periodic review of regulations governing nursing education programs; changes based on periodic review; reduction of regulations	
Brief Overview Following periodic review, the Board will amend 18VAC90-27. This action will include various reductions and elimination of outdated provisions, as well as clarifications to provisions.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Elimination of outdated and redundant provisions.
Expected Date	TBD 2023

Title of Proposed Regulatory Action or Guidance Document Periodic review of regulations governing massage therapists	
Brief Overview The Board will initiate a periodic review of the regulations governing the licensure of massage therapists, 18VAC90-50. The Board will subsequently issue a notice of intended regulatory action for any changes, which may include reductions.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	TBD 2023

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 90-1: Registered or licensed practical nurses as first assistant in surgery	
Brief Overview Standard four year review of guidance documents. May edit due to changed procedures or to correct grammar/formatting issues.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 15, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 90-22: Requests for accommodations for nurse, nurse aide, and medication aide testing	
Brief Overview Minor edits to existing document requested by Board staff to clarify guidance.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 15, 2022

Title of Proposed Regulatory Action or Guidance Document Deletion of existing Guidance Document 90-54: Process to delegation of informal fact-finding to an Agency Subordinate	
Brief Overview Deletion of a guidance document that is repetitive of a general agency guidance document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletes a guidance document
Expected Date	November 15, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 90-56: Practice agreement requirements for licensed nurse practitioners (advanced practice registered nurses)	
Brief Overview Minor edits to existing document requested by Board staff to account for changed statutory language.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 15, 2022 Board of Nursing; December 2, 2022 Board of Medicine

Title of Proposed Regulatory Action or Guidance Document Updates to Guidance Document 90-62, Medication Administration Programs	
Brief Overview This Guidance Document must be listed for potential change at all meetings due to the frequency of third parties changing program information and the Board's rolling approval of changes. All potential changes will be related to approval of courses.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Expansion of approved programs
Expected Date	May 23, 2023

Title of Proposed Regulatory Action or Guidance Document	
Review of all existing guidance documents; reduction or combination of any able to be reduced or combined.	
Brief Overview	
A regulatory committee of the Board will review all guidance documents to determine if any can be combined or eliminated. The Board will review all 45 guidance documents. It will likely have some changes, although cannot predict which documents will be affected in advance of the review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Reduction or deletion of guidance documents
Expected Date	2023 TBD

Board of Optometry

Title of Proposed Regulatory Action or Guidance Document Regulations for laser surgery certifications		
Brief Overview After the NOIRA completes executive branch review in Action 6072 / Stage 9780, the Board will adopt proposed regulations in 18VAC105-20 to permit optometrists to perform laser surgery, as required by the General Assembly.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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		
Expected Date	TBD; dependent on executive branch approval of previous stage Action 6072 / Stage 9780.	

Title of Proposed Regulatory Action or Guidance Document Regulations for optometrists profiles and reporting		
Brief Overview After the NOIRA completes executive branch review in Action 6071 / Stage 9779, the Board will adopt proposed regulations in 18VAC105-20 to require optometrists to submit practitioner profiles, as required by the General Assembly.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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 type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	TBD; dependent on executive branch approval of previous stage Action 6071 / Stage 9779.	

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 105-12: Continuing education audits and sanctions	
Brief Overview Standard four year review of guidance document. May have edits, formatting changes, and/or citation changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	2023 TBD

Title of Proposed Regulatory Action or Guidance Document Deletion of existing guidance document 105-26: Delegation of informal fact-finding to an Agency Subordinate	
Brief Overview Deletion of a guidance document that is repetitive of a general agency guidance document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletes a guidance document
Expected Date	TBD 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing guidance document 105-28: Sanction reference points	
Brief Overview The Board will update its sanction reference points used for informal fact finding conferences upon completion of data review of disciplinary matters from 2011 to the present.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	TBD 2023

Board of Pharmacy

Title of Proposed Regulatory Action or Guidance Document Pharmaceutical processor regulation changes pursuant to 2022 legislation		
Brief Overview Makes various changes to the regulations governing pharmaceutical processors and the cultivation, manufacture, distribution, and administration of cannabis products in 18VAC110-60		
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 type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute	<input type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	Board adopted exempt changes on September 6, 2022, expected submission to OAG October 11, 2022	

Title of Proposed Regulatory Action or Guidance Document Implementation of 2022 legislation regarding pharmacists initiating treatment		
Brief Overview The Board adopted emergency regulations and issued a NOIRA for 18VAC110-21 as required by 2022 legislation		
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input checked="" type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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 type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	Board adopted emergency regulations and issued NOIRA on September 6, 2022, submitted to OAG on September 21, 2022	

Title of Proposed Regulatory Action or Guidance Document Implementation of 2022 legislation regarding pharmacists initiating treatment	
Brief Overview The Board adopted emergency regulations and issued a NOIRA as required by 2022 legislation on September 6, 2022. The Board will adopt proposed regulations to 18VAC110-21 when NOIRA has completed executive branch review Action 6070 / Stage 9778.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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 type="checkbox"/> Discretionary action
Deregulatory Component	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 6070 / Stage 9778.

Title of Proposed Regulatory Action or Guidance Document Pharmacy working conditions	
Brief Overview The Board adopted emergency regulations and issued a NOIRA for 18VAC110-20 as required by 2022 legislation.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input checked="" 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 type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Action required by state statute <input checked="" type="checkbox"/> Discretionary action
Deregulatory Component	
Expected Date	Board adopted emergency regulations and issued NOIRA on September 6, 2022, submitted to the OAG on September 16, 2022

Title of Proposed Regulatory Action or Guidance Document Pharmacy working conditions	
Brief Overview The Board adopted emergency regulations and issued a NOIRA for 18VAC110-20 as required by 2022 legislation on September 6, 2022. The Board will adopt proposed regulations when the NOIRA has completed executive branch review Action 6081 / Stage 9792.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input 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 type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Discretionary action <input checked="" type="checkbox"/> Action required by state statute
Deregulatory Component	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 6081 / Stage 9792.

Title of Proposed Regulatory Action or Guidance Document Makes changes to lists of scheduled drugs based on General Assembly actions	
Brief Overview The Board adopted changes by exempt action in 18VAC110-20 to conform schedules to General Assembly actions from 2022 Session.	
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 type="checkbox"/> Action required by federal statute <input checked="" type="checkbox"/> Discretionary action <input type="checkbox"/> Action required by state statute
Deregulatory Component	
Expected Date	Board adopted changes on September 6, 2022, submitted to OAG on September 15, 2022

Title of Proposed Regulatory Action or Guidance Document Exempt schedule changes as requested by DFS		
Brief Overview Board will adopt changes to Schedule I drugs in 18VAC110-20 as requested by Department of Forensic Science pursuant to Virginia Code § 54.1-3443.		
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 type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	December 6, 2022	

Title of Proposed Regulatory Action or Guidance Document Exempt schedule changes as requested by DFS		
Brief Overview Board will adopt changes to Schedule I drugs 18VAC110-20 as requested by Department of Forensic Science pursuant to Virginia Code § 54.1-3443.		
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 type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	March 30, 2023	

Title of Proposed Regulatory Action or Guidance Document Exempt schedule changes as requested by DFS		
Brief Overview Board will adopt changes to Schedule I drugs in 18VAC110-20 as requested by Department of Forensic Science pursuant to Virginia Code § 54.1-3443.		
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 type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	June 13, 2023	

Title of Proposed Regulatory Action or Guidance Document Exempt schedule changes to conform to federal scheduling actions		
Brief Overview Board will adopt changes to scheduled drugs in 18VAC110-20 to conform to federal scheduling changes pursuant to Virginia Code § 54.1-3443.		
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 type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	December 6, 2022	

Title of Proposed Regulatory Action or Guidance Document Exempt changes to processor regulations to allow practitioner renewal		
Brief Overview Board will adopt changes to the regulations governing pharmaceutical processors 18VAC110-60 to allow late renewal of practitioner registration. This was an oversight in initial drafting of the pharmaceutical processor regulations that is only now becoming an issue several years into the program. Many practitioners allowed their registration to lapse and would like to renew it, but there is no mechanism in the regulations to allow for that.		
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 type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	December 6, 2022	

Title of Proposed Regulatory Action or Guidance Document Exempt schedule changes to conform to federal scheduling actions		
Brief Overview Board will adopt changes to scheduled drugs in 18VAC110-20 to conform to federal scheduling changes pursuant to Virginia Code § 54.1-3443.		
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 type="checkbox"/> Exempt Rule	<input 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		
Expected Date	March 30, 2023	

Title of Proposed Regulatory Action or Guidance Document Repeal of 18VAC110-21-140 and 18VAC110-21-150		
Brief Overview Under changes made to the registration and training of pharmacy technicians pursuant to legislation, 18VAC110-21-140 and 18VAC110-21-150 were only effective until July 1, 2022. Due to publication changes, it is not clear that 18VAC110-21-140 in particular is no longer effective. The existence of both regulations is confusing to the public and individuals regulated by the Board. The Board intends to repeal both by fast-track action, leaving 18VAC110-21-141, the remaining effective regulation in place.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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		
Expected Date	March 30, 2023	

Title of Proposed Regulatory Action or Guidance Document Exempt schedule changes to conform to federal scheduling actions		
Brief Overview Board will adopt changes to scheduled drugs in 18VAC110-20 to conform to federal scheduling changes pursuant to Virginia Code § 54.1-3443.		
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 type="checkbox"/> Action required by federal statute <input type="checkbox"/> Action required by state statute	<input checked="" type="checkbox"/> Discretionary action
Deregulatory Component		
Expected Date	June 13, 2023	

Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 legislation for pharmacists initiating treatment	
Brief Overview When proposed regulations in 18VAC110-20 and -21 have completed executive branch review, the Board will adopt final regulations Action 5861 / Stage 9562.	
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 type="checkbox"/> Exempt Rule <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 type="checkbox"/> Discretionary action
Deregulatory Component	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5861 / Stage 9562.

Title of Proposed Regulatory Action or Guidance Document Allowance for centralized warehouse or wholesale distributor to verify Schedule VI drugs for automated dispensing devices at hospitals	
Brief Overview When proposed regulations in 18VAC110-20 have completed executive branch review, the Board will adopt final regulations Action 5868 / Stage 9608.	
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 type="checkbox"/> Exempt Rule <input 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	Allows off-site warehouse or wholesale distributor to verify Schedule VI drugs. Currently not permitted under regulatory language.
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5868 / Stage 9608.

Title of Proposed Regulatory Action or Guidance Document Exemption of automated dispensing devices stocked solely with emergency or stat-use medications from certain requirements of 18VAC110-20-555	
Brief Overview When the NOIRA has completed executive branch review, the Board will consider the adoption of proposed regulations in 18VAC110-20 Action 5966 / Stage 9642.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Would allow ADDs to be used in certain situations in which they cannot be used presently by creating an exemption.
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5966 / Stage 9642.

Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 periodic review of 18VAC110-20	
Brief Overview When the NOIRA has completed executive branch review, the Board will adopt proposed regulations based on its 2021 periodic review of Chapter 20 Action 5925 / Stage 9563.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5925 / Stage 9563.

Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 periodic review of 18VAC110-21		
Brief Overview When the NOIRA has completed executive branch review, the Board will adopt proposed regulations based on its 2021 periodic review of Chapter 21 Action 5926 / Stage 9564.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<input 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		
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5926 / Stage 9564.	

Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 periodic review of 18VAC110-30		
Brief Overview When the NOIRA has completed executive branch review, the Board will adopt proposed regulations based on its 2021 periodic review of Chapter 30 Action 5927 / Stage 9565.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<input 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		
Expected Date	TBD; dependent on executive branch approval of previous stage Action 5927 / Stage 9565.	

Title of Proposed Regulatory Action or Guidance Document Amendment to existing Guidance Document 110-33: Pharmacy Interns as Pharmacy Technicians; Pharmacy Technician Ratio	
Brief Overview The Board amended Guidance Document 110-33 based on questions received by practitioners to clarify what actions a pharmacy technician trainee may perform.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	The Board took action on September 6, 2022

Title of Proposed Regulatory Action or Guidance Document Amendment to existing Guidance Document 110-20: Criminal background checks of material owners for pharmaceutical processor or cannabis dispensing facility permits	
Brief Overview The Board amended Guidance Document 110-20 based on questions received by a pharmaceutical processor regarding which individuals of a publicly traded company must undergo criminal background checks.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	The Board took action on September 6, 2022

Title of Proposed Regulatory Action or Guidance Document	
Amendment to existing Guidance Document 110-35: Guidance on Virginia prescription requirements	
Brief Overview	
The Board amended Guidance Document 110-35 based on issues raised by prescribers providing expedited partner therapy under Virginia Code § 54.1-3303.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	The Board took action on September 6, 2022

Title of Proposed Regulatory Action or Guidance Document	
Amendment to existing Guidance Document 110-25: Life of a prescription or written certification when the practitioner is no longer in practice	
Brief Overview	
The Board amended Guidance Document 110-25 to include written certifications for cannabis products.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	The Board took action on September 6, 2022

Title of Proposed Regulatory Action or Guidance Document	
Amendment to existing Guidance Document 110-6: Guidance for pharmacies within opioid treatment programs	
Brief Overview	
The Board amended Guidance Document 110-6 to account for statutory changes from the 2022 General Assembly.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	The Board took action on September 6, 2022

Title of Proposed Regulatory Action or Guidance Document	
Creation of Guidance Document to list acceptable solvents for use in hydrocarbon processing of cannabis products	
Brief Overview	
Pursuant to its pharmaceutical processor regulations, the Board will adopt a guidance document which lists chemicals that may be used in processing and production of cannabis products.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 110-10: Dispensing drugs from mobile van	
Brief Overview Standard four year review of guidance documents. Will include editing and formatting changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 110-11: Proof of identity for Schedule II drugs	
Brief Overview Standard four year review of guidance documents. Will include editing and formatting changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 110-24: Guidance for setting NAPLEX passing score	
Brief Overview Standard four year review of guidance documents. Will include editing and formatting changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 110-28: Guidance for free clinic pharmacy permits	
Brief Overview Standard four year review of guidance documents. Will include editing and formatting changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 110-43: Dispensing with an authorized generic	
Brief Overview Standard four year review of guidance documents. Will include editing and formatting changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Edits to existing guidance document 110-47: Provision of counseling and information by pharmacists on proper drug disposal	
Brief Overview Standard four year review of guidance documents. Will include editing and formatting changes.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 6, 2022

Title of Proposed Regulatory Action or Guidance Document Deletion of existing Guidance Document 110-37: Guidance for conducting informal fact-finding by an Agency Subordinate		
Brief Overview Deletion of a guidance document that is repetitive of a general agency guidance document.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Deletes a guidance document	
Expected Date	December 6, 2022	

Title of Proposed Regulatory Action or Guidance Document General review and revision of all guidance documents for reduction purposes		
Brief Overview Review and revision of all guidance documents for reduction purposes. The Board of Pharmacy has 48 guidance documents covering various topics. Several can likely be reduced or deleted. However, the Board needs to review these documents in their entirety to see what actions can be taken for reduction. This entry is created for that general action rather than individually listing all 48 documents that will be subject to this review and possible action.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Likely deletion and consolidation of guidance documents	
Expected Date	December 6, 2022; March 2023	

Title of Proposed Regulatory Action or Guidance Document	
Revision of Guidance Document 110-44 to amend naloxone protocol at the request of the Virginia Department of Health.	
Brief Overview	
The Virginia Department of Health intends to amend the Commissioner's standing order for naloxone to include new drug products. The Board must amend its naloxone protocol before that can happen.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 30, 2023

Title of Proposed Regulatory Action or Guidance Document	
Revision of Guidance Document 110-9.	
Brief Overview	
Guidance Document 110-9 lists potential deficiencies that may be included in pharmacy inspection reports and potential consequences for each. This document acts as a notice to permitted pharmacies of potential penalties to violations of regulation or Code. The considered change will include potential findings of deficiencies on pharmacy inspection reports for employing pharmacy technician trainees with expired registrations.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 30, 2023, June 13, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of Guidance Document 110-36.	
Brief Overview Guidance Document 110-36 describes compliance requirements under Va. Code § 54.1-3410.2 and 18VAC110-20-170 and -321 with federal USP standards for compounding sterile and non-sterile products. Federal regulation changes will require a related change to this guidance document upon effectiveness of the federal action.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	June 13, 2023 or September 5, 2023, depending on effective date of federal action.

Title of Proposed Regulatory Action or Guidance Document Adoption of new Guidance Document 110-37, Access to Prescriptions During Unanticipated Shortened Hours	
Brief Overview In response to complaints from the public, the Board intends to adopt guidance notifying pharmacies that failure to provide information to patients regarding unannounced closures and failure to provide information regarding how patients may access prescriptions at the pharmacy during unannounced closures may be a violation of law.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 30, 2023

Title of Proposed Regulatory Action or Guidance Document Potential new guidance document 110-50, Drug Administration Records.	
Brief Overview Due to evolving practice at pharmacies regarding administration of drugs, the Board will consider adoption of a guidance document to notify pharmacies that administration records should be maintained identifying the individual who administered a drug if it is not the same individual listed on the dispensing record. The Board has received complaints regarding administration of drugs at pharmacies and records have not been clear who administered drugs.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 30, 2023

Title of Proposed Regulatory Action or Guidance Document Potential new guidance document 110-45 regarding medical cannabis product packaging.	
Brief Overview Board will consider whether new guidance should be adopted specifying that advertising regulations for the pharmaceutical processor program apply to cannabis product packaging.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	June 13, 2023

Title of Proposed Regulatory Action or Guidance Document Potential new guidance document 110-51 regarding wholesale distributors shipping medication to veterinary establishments.	
Brief Overview In consultation with the Board of Veterinary Medicine, the Board of Pharmacy will consider issuing a guidance document intended to educate wholesale distributors that the distributors should not ship drugs to farms for animal use unless the site maintains a controlled substances registration.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	June 13, 2023 or TBD FY2024

Board of Physical Therapy

Title of Proposed Regulatory Action or Guidance Document Regulatory reduction	
Brief Overview The Board will adopt a NOIRA for reductions to 18VAC112-20.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Removes some regulations.
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 112-4: guidance on requirement for licensure for instructors in a physical therapy program	
Brief Overview The Board will amend existing guidance document 112-4 to update information. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 112-7: guidance on physical therapists and Individualized Education Plans in public schools	
Brief Overview The Board will amend existing guidance document 112-7 to update information.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 112-12: physical therapy services in home health	
Brief Overview The Board will amend existing guidance document 112-12 to update information and combine information previously in separate guidance documents. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 112-14: Electromyography (EMG) and sharp debridement in practice of physical therapy	
Brief Overview The Board will amend existing guidance document 112-14 to update information. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 112-15: supervision of unlicensed support personnel in any setting	
Brief Overview The Board will amend existing guidance document 112-15 to update information. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document	
Existing guidance document 112-18: disposition of disciplinary cases for practicing on expired licenses	
Brief Overview	
The Board will amend existing guidance document 112-18 to update information. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document	
Existing guidance document 112-21: guidance on telehealth	
Brief Overview	
The Board will amend existing guidance document 112-21 to update information and combine information from other guidance documents.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Existing guidance document 112-22: procedures for auditing continued competency requirements	
Brief Overview The Board will amend existing guidance document 112-22 to update information. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Repeal existing guidance document 112-11: Board guidance on functional capacity evaluations	
Brief Overview The Board will repeal existing guidance document 112-11.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Repeal of guidance document
Expected Date	November 1, 2022

Title of Proposed Regulatory Action or Guidance Document Repeal existing guidance document 112-16: guidance on the use of your professional degree in conjunction with your licensure designation		
Brief Overview The Board will repeal existing guidance document 112-16.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Repeal of guidance document	
Expected Date	November 1, 2022	

Title of Proposed Regulatory Action or Guidance Document Repeal existing guidance document 112-19: physical therapists performance of the prothrombin time and international normalized ratio (INR) tests in home health settings		
Brief Overview The Board will repeal existing guidance document 112-19.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Repeal of guidance document	
Expected Date	November 1, 2022	

Board of Psychology

Title of Proposed Regulatory Action or Guidance Document Regulatory reduction action	
Brief Overview The Board will consider a general regulatory reduction action to 18VAC125-20.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Removes regulations that will no longer be used and generally reduces regulations
Expected Date	September 27, 2022, submitted to the OAG October 3, 2022

Title of Proposed Regulatory Action or Guidance Document Expansion of clinical psychology license and reduction of barriers to licensure.	
Brief Overview The Board will amend requirements for licensure in 18VAC125-20 as a clinical psychologist to include school psychologists with doctoral clinical education; Board will additionally add PCSAS to the list of acceptable accrediting bodies for licensure.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Reduces barriers to licensure
Expected Date	September 27, 2022, submission to OAG October 11, 2022

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 125-3.9: Policy on the use of confidential consent agreements in lieu of disciplinary action by the Board	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	September 27, 2022

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 125-7: Electronic communication and telepsychology	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	September 27, 2022

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 125-8: Use of assessment titles and signatures	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	September 27, 2022

Title of Proposed Regulatory Action or Guidance Document Deletion of Guidance Document 125-9: Guidance Document on the Practice of Conversion Therapy	
Brief Overview Deletion of a guidance document that is now obsolete given statutory ban on the practice of conversion therapy on minors.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletes a guidance document that is redundant due to statute.
Expected Date	September 27, 2022

Title of Proposed Regulatory Action or Guidance Document	
Deletion of Guidance Document 125-3.8: Process for delegating informal fact-finding to an Agency Subordinate	
Brief Overview	
Deletion of a guidance document that is repetitive of a general agency guidance document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletes a guidance document that is redundant of agency guidance document.
Expected Date	December 6, 2022

Board of Social Work

Title of Proposed Regulatory Action or Guidance Document Amendments resulting from 2022 periodic review		
Brief Overview As stated in the Agency Background Document submitted at the NOIRA stage, the Board identified several areas of Chapter 20 during a periodic review that it will consider amending. The changes will clarify terminology and requirements for LCSWs, LMSWs, and LBSWs, review the definition of “ancillary services,” amend 18VAC140-20-150 to include diagnosing third parties and providing children sex education without express parental consent as actions that constitute unprofessional conduct, removing redundant provisions, clarify responsibilities of supervisors of LCSW candidates, and include additional organizations for approval of continuing education.		
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<input 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 Board will consider removal of redundant and outdated provisions.	
Expected Date	December 9, 2022, or the soonest post-meeting date after the close of public comments on October 26, 2022.	

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 140-1: Confidential consent agreements		
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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		
Expected Date	September 23, 2022	

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 140-4.2: Possible disciplinary actions in response to non-compliance with continuing education requirements	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	September 23, 2022

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 140-3: Guidance on technology-assisted therapy and use of social media	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	December 9, 2022

Title of Proposed Regulatory Action or Guidance Document Existing Guidance Document 140-12: Policy on conversion therapy		
Brief Overview Repeal of guidance document that is duplicative of statutory language and unnecessary.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Deletion of guidance document that is redundant of statute.	
Expected Date	December 9, 2022	
Title of Proposed Regulatory Action or Guidance Document Deletion of Guidance Document 140-5: Process for delegation of informal fact-finding to an Agency Subordinate		
Brief Overview Deletion of a guidance document that is repetitive of a general agency guidance document.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Deletes a guidance document that is redundant of agency guidance document.	
Expected Date	December 9, 2022	

Board of Veterinary Medicine

Title of Proposed Regulatory Action or Guidance Document Amendments related to 2022 periodic review	
Brief Overview The Board decided to retain and amend 18VAC150-20, Regulations Governing the Practice of Veterinary Medicine, in March 2022. The Board will consider revisions and issue a NOIRA.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Possible elimination of outdated or redundant provisions.
Expected Date	October 13, 2022

Title of Proposed Regulatory Action or Guidance Document Amendments related to 2022 periodic review	
Brief Overview The Board decided to retain and amend 18VAC150-20, Regulations Governing the Practice of Veterinary Medicine, in March 2022. Should the NOIRA be approved and published before the end of FY2023, the Board will then consider and adopt proposed regulations related to the periodic review.	
Regulatory Stage (check one box)	<input type="checkbox"/> NOIRA <input checked="" type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Possible elimination of outdated or redundant provisions.
Expected Date	TBD; dependent on executive branch review of previous stage. Stage has not begun as of October 3, 2022, so no action/stage yet.

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 150-8: Disposition of cases involving practice on an expired license or permit	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 13, 2022

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 150-9: Content of a medical record	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 13, 2022

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 150-2: Guidance on Expanded Duties for a Licensed Veterinary Technicians	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is in response to a constituent request.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 13, 2022

Title of Proposed Regulatory Action or Guidance Document	
Repeal of Guidance Document 150-4: "chip" clinics outside approved facilities	
Brief Overview	
Revision to update terminology to be consistent with regulations.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	October 13, 2022 or March 28, 2023

Title of Proposed Regulatory Action or Guidance Document Repeal of Guidance Document 150-14: Process for delegation of informal fact-finding to an Agency Subordinate	
Brief Overview Repeal of a guidance document that is repetitive of a general agency guidance document.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Deletes a guidance document
Expected Date	March 28, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 150-1: Disposition of cases involving applicants practicing veterinary technology prior to licensure	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 28, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 150-11: Continuing education audits and sanctioning for failure to complete CE	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 28, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 150-5: Use of compounded drugs in veterinary practices	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 28, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing guidance document 150-5: Use of compounded drugs in veterinary practices		
Brief Overview Revision to combine information from a separate guidance document regarding controlled substances that belongs in this guidance document.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Combining documents	
Expected Date	March 28, 2023	

Title of Proposed Regulatory Action or Guidance Document Deletion of existing guidance document 150-13: Controlled substances in veterinary practices		
Brief Overview Deletion of guidance document.		
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<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	Deletion of guidance document.	
Expected Date	March 28, 2023	

Title of Proposed Regulatory Action or Guidance Document Addition of guidance document related to veterinarian-in-charge responsibilities	
Brief Overview Addition of guidance document related to veterinarian-in-charge responsibilities.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 28, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of guidance document 76-21.2.1	
Brief Overview Revision of existing guidance document based on input from veterinary establishment inspectors and board staff to be consistent with regulations and to provide guidance as needed regarding inspections.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	March 28, 2023

Department of Health Professions

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-10.02: Providing sanction reference point worksheets	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-10.03: Subpoenas for disciplinary hearings	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-10.05: Reports to the Data Bank	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-10.06: Disciplinary process for cases involving non-compliance with § 54.1-2400.6	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 76-10.12: Participation of adjudication specialists in closed session	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 76-10.17: Publication of notices and orders on Department websites	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-10.24: Summary suspensions and restrictions	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-20.04: Disclosure of information to the Health Practitioners Monitoring Program	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Review of existing Guidance Documents 76-30.2: Procurement of professional services	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review. This document may be deleted as a guidance document because it appears to be policy only, not the interpretation of statute or regulation.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	Possible deletion as a guidance document. If deleted, this will remain available to the public as an agency policy document.
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-39: Guidelines for <i>pro hac vice</i> practice	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 76-40.01: Receipt and investigation of allegations of misconduct	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document	
Revision of existing Guidance Document 76-40.02: Unlicensed activity	
Brief Overview	
Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-80.12: Extension of time for active duty service members or spouses	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of existing Guidance Document 76-90.05: Principles/Establishments of fees	
Brief Overview Review and editing of existing guidance document, including formatting changes. This is part of the standard four year review.	
Regulatory Stage (check one box)	<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
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <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	
Expected Date	January 15, 2023

Title of Proposed Regulatory Action or Guidance Document Revision of Chapter 10, Regulations Governing the Health Practitioners' Monitoring Program		
Brief Overview Review and editing of regulations governing HPMP with the intent to eliminate any duplications of statute or redundancies.		
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<input 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	Potential reduction of regulations	
Expected Date	March 1, 2023	

Title of Proposed Regulatory Action or Guidance Document Revision of Chapter 20, Regulations Governing the Prescription Monitoring Program		
Brief Overview Review and editing of regulations governing the PMP with the intent to eliminate any duplications of statute or redundancies.		
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule	<input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule	<input 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	Potential reduction of regulations	
Expected Date	March 1, 2023	

Title of Proposed Regulatory Action or Guidance Document	
Revision of Chapter 40, Regulations Governing Emergency Contact Information	
Brief Overview	
Review and editing of regulations governing emergency contact information with the intent to eliminate any duplications of statute or redundancies.	
Regulatory Stage (check one box)	<input checked="" type="checkbox"/> NOIRA <input type="checkbox"/> Proposed Rule <input type="checkbox"/> Final Rule <input type="checkbox"/> Emergency Rule <input checked="" type="checkbox"/> Fast-Track Rule
Additional Description	<input type="checkbox"/> Expedited Rule <input type="checkbox"/> Exempt Rule <input 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	Potential reduction of regulations
Expected Date	March 1, 2023