

Commonwealth of Virginia Unified Regulatory Plan (URP): Regulations

FY26 (July 1, 2025 – June 30, 2026)



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Secretariat of Administration

Virginia Department of General Services (DGS)

Total Regulatory Actions for FY26 = 3

Action/Stage or Guidance Document Forum ID (if available) Fast-Track Submission		
Title of Proposed Regulatory Action or Guidance Document Regulations Banning Concealed Firearms in Offices Owned or Occupied by Executive Branch Agencies		
Brief Overview Amend the Virginia Administrative Code [1VAC30-105 et seq.] to conform to the Code of Virginia §18.2-283.2		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available)	
N/A – This action has not been filed yet.	
Title of Proposed Regulatory Action or Guidance Document	
Revision to Fees Charged for Certification of Noncommercial Environmental Laboratories under 1VAC30-45 and for Accreditation for Commercial Environmental Laboratories under 1VAC30-46 .	
Brief Overview	
The Department of General Services, Division of Laboratory Services (DCLS) accredits environmental laboratories under §2.2-1105 of the Code of Virginia. Subsection 2.2-1105 C requires DCLS to establish a fee system to offset the costs of this program. 1VAC30-45-130 and 1VAC30-46-150 set out the required fees. These fees, effective April 1, 2022, no longer offset the costs of the program and need to be revised. The Commonwealth’s Budget (Chapter 725, Item 68 C 3a) exempts from the Administrative Process Act “any regulations necessary to change the amount of the fees charged [under this program] provided that input is solicited from the public. Such input requires only that notice and an opportunity to submit written comments be given.”.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available)	
General Notice: Request for Comments on Revision to Fees for Drinking Water Laboratory Certification	
Title of Proposed Regulatory Action or Guidance Document	
The Department of General Services, Division of Consolidated Laboratory Services (DCLS) certifies laboratories that analyze drinking water per 1VAC30-41 et seq. The regulation sets out the fees charged to the laboratories (1VAC30-41-270) and requires these fees to be increased or decreased annually to account for inflation. The Commonwealth's Budget (Chapter 725, Item 68 C-3.a.) requires DCLS to solicit input from the public on the adjusted fees for the next fee period (May 1-April 30). This action carries out the fee adjustment requirement of 1VAC30-41-270(I) and does not revise the regulation.	
Brief Overview	
This action is carried out as a <i>General Notice</i> on the Virginia Regulatory Town Hall.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None
Expected Date	January 2026 / Annually

Virginia Department of Human Resource Management (DHRM)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Full update of Chapter 20 Commonwealth of Virginia Health Benefits Program regulation	
Brief Overview DHRM will start the process to do a full update of the entire regulation. We have identified forms to combine, fees to remove and obsolete language that needs to be removed and or fixed from the regulation. There are also waiting periods and deadlines that are no longer applicable.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	These updates will allow DHRM to work towards the goal of a 25% reduction in our regulation. It will also streamline and provide an accurate account of the regulation for localities and school divisions who participate in the Local Choice program.
Expected Date	September 2025

Virginia Department of Elections (ELECT)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available)		
N/A		
Title of Proposed Regulatory Action or Guidance Document		
Prohibition on Personal Use of Campaign Funds		
Brief Overview		
Pursuant to Acts of Assembly Chapters 535 and 537 from the 2025 Regular Session, the SBE is required to promulgate regulations regarding the prohibition on personal use of campaign funds. These regulations must be effective within 280 days of the enactment of the legislation and must be substantially similar to the regulations of the Federal Election Commission (the FEC).		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	N/A	
Expected Date	December 2025	

Secretariat of Agriculture and Forestry

Virginia Department of Forestry (DOF)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available) Action 6707 / Stage 10764	
Title of Proposed Regulatory Action or Guidance Document Proposed Regulatory Reduction Action under Executive Order 19	
Brief Overview This change examines each code section of the Virginia State Forests Regulations and puts forward proposed changes. These include, terminology updates, language clarifications, redundancy eliminations, section consolidations, section eliminations, and section additions. Together these changes will result in a 25% reduction in regulations. Many sections that featured language redundant to existing Virginia law are proposed to be eliminated. Additionally, four new sections are proposed to be added that will address emerging State Forest uses.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	In order to unencumber citizens from unnecessarily complex or duplicative regulations, DOF has put forth these proposed changes to the State Forest Regulations. These proposed changes should eliminate unnecessary overlap between DOF's regulations and those already established in the Code of Virginia, clarify and simply language to increase ease of use, and address new emerging issues which heretofore are unregulated on our State Forests.
Expected Date	June 2026

Virginia Department of Agriculture and Consumer Services (VDACS)

Total Regulatory Actions for FY26 = 21

Action/Stage or Guidance Document Forum ID (if available)		
Not available		
Title of Proposed Regulatory Action or Guidance Document		
Regulatory action to expand the imported fire ant quarantine		
Brief Overview		
The Commissioner of Agriculture and Consumer Services is expected to initiate a regulatory action to amend <i>Virginia Imported Fire Ant Quarantine for Enforcement of the Virginia Pest Law</i> (2 VAC 5-315) to add localities to the regulated area.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule	☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available)		
Not available		
Title of Proposed Regulatory Action or Guidance Document		
Regulatory action to amend the plant and insect species declared as endangered or threatened.		
Brief Overview		
The Board initiated a regulatory action to amend the plant and insect species declared as endangered or threatened in <i>Regulations for the Enforcement of the Endangered Plant and Insect Species Act</i> (2 VAC 5-320).		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule	☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Repeal of 2 VAC 5-380	
Brief Overview The Board adopted the repeal of <i>Rules and Regulations for the Enforcement of the Virginia Dealers in Agricultural Products Law</i> (2 VAC 5-380) in response to the repeal of the Dealers in Agricultural Produce Law (Article 3 of Chapter 47 of Title 3.2 of the Code of Virginia).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	This regulatory action will eliminate 14 discretionary regulant requirements.
Expected Date	July 2025

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

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Regulatory action to reflect relevant provisions in Chapters 744 and 794 of the 2023 Acts of Assembly	
Brief Overview Chapters 744 and 794 of the 2023 Acts of Assembly amended, in part, provisions of the Virginia Food and Drink Law regarding industrial hemp extracts intended for human consumption. The Board of Agriculture and Consumer Services adopted amendments to <i>Regulations Governing the Manufacturing and Sale of Products that Contain Industrial Hemp Extracts Intended for Human Consumption</i> (2 VAC 5-595) to reflect relevant provisions in Chapters 744 and 794 of the 2023 Acts of Assembly.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to repeal the Public Participation Guidelines promulgated by the Charitable Gaming Board	
Brief Overview	
Chapters 554 and 609 of the 2022 Acts of Assembly, in part, (i) authorize the Commissioner of the Department of Agriculture and Consumer Services to prescribe regulations and conditions under which charitable gaming shall be conducted in the Commonwealth and (ii) reclassify the Charitable Gaming Board from a policy board to an advisory board. Previously, the authority to adopt regulations regarding the conduct of charitable gaming rested with the Charitable Gaming Board. In response to this 2022 legislation, the Department of Agriculture and Consumer Services will repeal <i>Public Participation Guidelines</i> (11 VAC 15-13), which was promulgated by the Charitable Gaming Board.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document Regulatory action to promulgate Public Participation Guidelines for charitable gaming		
Brief Overview Chapters 554 and 609 of the 2022 Acts of Assembly, in part, (i) authorize the Commissioner of the Department of Agriculture and Consumer Services to prescribe regulations and conditions under which charitable gaming shall be conducted in the Commonwealth and (ii) reclassify the Charitable Gaming Board from a policy board to an advisory board. Previously, the authority to adopt regulations regarding the conduct of charitable gaming rested with the Charitable Gaming Board. In response to this 2022 legislation, the Department of Agriculture and Consumer Services will promulgate <i>Public Participation Guidelines</i> (11 VAC 20-10).		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule	☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to amend a reference to the publisher of certain data used in the determination of class prices for producer milk	
Brief Overview	
The State Milk Commission is expected to amend <i>Regulations for the Control and Supervision of Virginia's Milk Industry</i> (2 VAC 15-20) to update the regulation's reference to the publisher of the average weekly earnings of workers in Virginia manufacturing industries.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6661/Stage 10601 (NOIRA)		
Title of Proposed Regulatory Action or Guidance Document Regulatory action to amend Regulations for the Enforcement of the Virginia Commercial Feed Act to add “dietary fiber” to pet food label requirements.		
Brief Overview <i>Regulations for the Enforcement of the Virginia Commercial Feed Act (2 VAC 5-360) provides that a commercial feed is misbranded if the label does not include an accurate statement of the maximum percentage of crude fiber. The Association of American Feed Control Officials have developed the Pet Food Label Modernization project intended to provide information in a format more familiar to consumers. One of the label changes as part of the Pet Food Label Modernization includes the listing of fiber as “dietary fiber,” rather than the current requirement that a label includes “crude fiber.” It is anticipated that other states will follow this change, and the Board of Agriculture and Consumer Services is expected to propose an amendment to the regulation to allow “dietary fiber” to be listed on feed labels and to prohibit the listing of “crude fiber” to ensure that Virginia’s feed label requirements align with other states. The anticipated amendment will provide a transition period to allow manufacturers to meet this new requirement.</i>		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule	☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6312 / Stage 10451 (Proposed)	
Title of Proposed Regulatory Action or Guidance Document Promulgate regulations governing the installation of invasive plant species by tradespersons in Virginia	
Brief Overview Chapter 153 of the 2023 Acts of Assembly directs the Board of Agriculture and Consumer Services to promulgate a regulation requiring tradespersons to provide written notification to property owners for all plants proposed for installation that are included on the Department of Conservation and Recreation's Virginia Invasive Plant Species list. The Board has proposed text for <i>Regulations for Tradesperson Installing Invasive Plant Species</i> (2 VAC 5-455).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6691/Stage 10670 (NOIRA)	
Title of Proposed Regulatory Action or Guidance Document Regulatory action to amend 11 VAC 20-20 to reflect changes made to the Charitable Gaming Law in 2021, 2022, 2023, and 2024	
Brief Overview This regulatory action will amend the <i>Charitable Gaming Regulations</i> (11 VAC 20-20) to (i) conform the regulations with amendments made to the Charitable Gaming Law by the 2023 and 2024 Sessions of the General Assembly, (ii) establish registration requirements for landlords, and (iii) establish requirements by which organizations that generate or anticipate generating \$40,000 or less in charitable gaming gross receipts may obtain a permit and sell instant bingo, pull tabs, or seal cards exclusively to their members and guests.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available)		
Not available		
Title of Proposed Regulatory Action or Guidance Document		
Regulatory action to amend Regulations for the Enforcement of the Noxious Weeds Law to reflect Chapter 153 of the 2023 Acts of Assembly		
Brief Overview		
Chapter 153 of the 2023 Acts of Assembly authorizes the Board of Agriculture and Consumer Services to adopt regulations governing the conditions under which a permit is required to move, transport, deliver, ship, offer for shipment, sell, or offer for sale into Virginia any noxious weed or part thereof. The Board is expected to initiate a regulatory action to amend <i>Regulations for the Enforcement of the Noxious Weeds Law</i> (2 VAC 5-317) to establish these conditions.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule	
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document	
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action	
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to amend the Rules and Regulations for Enforcement of the Virginia Pest Law - Virginia Gypsy Moth Quarantine to reflect the change in the species' common name from Gypsy Moth to Spongy Moth	
Brief Overview	
This regulatory action will amend <i>Rules and Regulations for Enforcement of the Virginia Pets Law - Virginia Gypsy Moth Quarantine</i> (2 VAC 5-330) to replace the term "gypsy moth" with the term "spongy moth." The Entomological Society of America and the scientific community recently changed the common name for <i>Lymantria dispar</i> from "gypsy moth" to "spongy moth." The U.S. Department of Agriculture has initiated a federal regulatory change to update the common name as well.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to update Regulations Pertaining to Food for Human Consumption	
Brief Overview	
The Commissioner of Agriculture and Consumer Services is expected to initiate a regulatory action to update the references to the Code of Federal Regulations included in <i>Regulations Pertaining to Food for Human Consumption</i> (2 VAC 5-600) to the current versions, ensuring that Virginia's food safety standards remain up-to-date and aligned with federal regulations.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6411 / Stage 10567 (Proposed)	
Title of Proposed Regulatory Action or Guidance Document Conformance with EPA pesticide applicator standards	
Brief Overview The Board of Agriculture and Consumer Services has proposed amendments to <i>Regulations Governing Licensing of Pesticide Businesses Operating under Authority of the Virginia Pesticide Control Act</i> (2 VAC 5-680) and <i>Regulations Governing Pesticide Applicator Certification under Authority of Virginia Pesticide Control Act</i> (2 VAC 5-685) to conform these chapters with the U.S. Environmental Protection Agency's (EPA) 2017 Certification of Pesticide Applicators Rule.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6685/Stage 10658 (Fast-track)	
Title of Proposed Regulatory Action or Guidance Document Repeal of 2 VAC 5-550	
Brief Overview The Board of Agriculture and Consumer Services has adopted the repeal of <i>Rules and Regulations Pertaining to Tolerances and Prohibitions Applicable to Sausage</i> (2 VAC 5-550).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	This regulatory action will eliminate six discretionary regulant requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6686/Stage 10659 (Fast-track)	
Title of Proposed Regulatory Action or Guidance Document Repeal of 2 VAC 5-590	
Brief Overview The Board of Agriculture and Consumer Services has adopted the repeal of <i>Rules and Regulations Pertaining to Tolerances and Prohibitions Applicable to Ground Beef</i> (2 VAC 5-590).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	This regulatory action will eliminate seven discretionary regulant requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6693/Stage 10675 (Fast-track)	
Title of Proposed Regulatory Action or Guidance Document Regulatory action to update references to ASTM publications	
Brief Overview The Board of Agriculture and Consumer Services has proposed amendments to <i>Vapor Pressure Requirements for Gasoline Ethanol Blends</i> (2 VAC 5-425) to update the documents incorporated by reference to the current versions of ASTM 4806 and ASTM 4814 and all references to those documents throughout the regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Regulatory action to update Regulations Governing Grade “A” Milk	
Brief Overview The Board of Agriculture and Consumer Services is expected to initiate a regulatory action to update <i>Regulations Governing Grade “A” Milk</i> (2 VAC 5-490) to incorporate the 2023 edition of the Grade “A” Pasteurized Milk Ordinance adopted by the U.S. Food and Drug Administration.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to update Regulations Governing the Cooling, Storing, Sampling and Transporting of Milk	
Brief Overview	
The Board of Agriculture and Consumer Services is expected to initiate a regulatory action to update <i>Regulations Governing the Cooling, Storing, Sampling and Transporting of Milk</i> (2 VAC 5-501) to incorporate the 2023 edition of the Grade “A” Pasteurized Milk Ordinance adopted by the U.S. Food and Drug Administration.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☒ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to update Regulations Pertaining to Pet Shops Selling Dogs and Cats	
Brief Overview	
The Board of Agriculture and Consumer Services is expected to initiate a regulatory action to amend <i>Regulations Pertaining to Pet Shops Selling Dogs or Cats</i> (2 VAC 5-105) as required by Chapter 610 of the 2025 Acts of Assembly, which directs the Board to include in the regulation the remedy of a civil penalty not exceeding \$1,000 for each finding of a violation during an inspection, provided that the cumulative civil penalty does not exceed \$5,000.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Revised Proposed ☐ Fast-Track Rule
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Secretariat of Commerce and Trade

Virginia Department of Housing and Community Development (DHCD)

Total Regulatory Actions for FY26 = 9

Action/Stage or Guidance Document Forum ID (if available) Action 6445 / Stage 10497		
Title of Proposed Regulatory Action or Guidance Document Regulatory Reduction Consideration Pursuant to EO19		
Brief Overview This regulatory action promulgated by the MHB is initiated to consider amendments to the Manufactured Housing Licensing Transaction Recovery Fund regulations (13VAC6-20) that will accomplish the directives related to regulatory reduction proscribed in Executive Order 19 (2022). The NOIRA Stage for this action was completed on July 31, 2024. The Proposed Stage for this action is currently under Executive Branch Review.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document	
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action	
Deregulatory Component	The goal of the action includes the review of discretionary requirements to determine whether such requirements impose burdens that may not be necessary to protect the public health, safety, and welfare in accordance with the regulatory reduction goal of Executive Directive Number One (2022) and Executive Order 19 (2022).	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6598 / Stage 10504		
Title of Proposed Regulatory Action or Guidance Document Repeal Obsolete Rules and Regulations for the Virginia Low Income Housing Tax Credit		
Brief Overview In 2016, Section 36-55.63 of the Code of Virginia was repealed. This Code Section enabled regulations to be promulgated by the BHCD for the Virginia Low Income Housing Tax Credit program. With the enabling legislation repealed, the regulation (13VAC5-175) should also be repealed. This Fast-Track action is currently under Executive Branch Review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action removes regulations no longer supported by enabling legislation. As such, this action will reduce regulations that no longer serve a purpose and minimize potential confusion.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6735 / Stage 10743	
Title of Proposed Regulatory Action or Guidance Document Review and Update of the Virginia Certification Standards (VCS)	
Brief Overview This regulatory action promulgated by the BHCD will initiate a regular update of the Virginia Certification Standards (13VAC5-21) which establish standards for applicants for a certificate and the standards by which the applicant's eligibility will be evaluated. This update will incorporate the latest applicable model codes and standards, correlate with recent legislative changes, and will be reviewed for potential reductions in discretionary requirements. The NOIRA Stage for this action is currently under Executive Branch Review.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary Action ☒ Action required by state statute
Deregulatory Component	This update will incorporate the latest applicable model codes and standards, correlate with recent legislative changes, and will be reviewed for potential reductions in discretionary requirements.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6736 / Stage 10744	
Title of Proposed Regulatory Action or Guidance Document Review and Update of the Virginia Manufactured Home Safety Regulations (MHSR)	
Brief Overview This regulatory action promulgated by the BHCD will initiate a regular update of the Virginia Manufactured Home Safety Regulations (13VAC5-95) which pertain to the production of manufactured housing and are guided by federal statutes. This action will incorporate the latest Federal Construction Standards of the US Department of Housing and Urban Development, correlate with recent legislative changes, and will be reviewed for potential reductions in discretionary requirements. The NOIRA Stage for this action is currently under Executive Branch Review.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Consider state amendments to the model codes, as determined by Virginia stakeholders, and continue to provide maximum flexibility for manufactured home production.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6395 / Stage 10794	
Title of Proposed Regulatory Action or Guidance Document Amendments to accomplish regulatory reduction goals	
Brief Overview This regulatory action promulgated by the CLG is initiated to consider amendments to the Commission's Organization and Regulations of Procedure (1VAC50-20) that will accomplish the directives related to regulatory reduction proscribed in Executive Order 19 (2022). The NOIRA Stage for this action was completed on April 24, 2024. The Proposed Stage for this action was completed on February 28, 2025.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The goal of the action includes the review of discretionary requirements to determine whether such requirements impose burdens that may not be necessary to protect the public health, safety, and welfare in accordance with the regulatory reduction goal of Executive Directive Number One (2022) and Executive Order 19 (2022).
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6593 / Stage TBD	
Title of Proposed Regulatory Action or Guidance Document Emergency Regulations to Implement Provisions of Section 15.2-2512.1 of the Code of Virginia	
Brief Overview This regulatory action promulgated by the CLG will make permanent the guidelines and procedures for addressing local fiscal distress and state intervention in localities that the Auditor of Public Accounts has identified as fiscally distressed. The regulations (1VAC50-30) provide rules for procedures before the Commission and standards to guide the Commission's reports, appointments, and decisions that are required by § 15.2-2512.1 of the Code of Virginia. The emergency regulations went into effect on December 30, 2024. The NOIRA Stage was completed on March 2, 2025.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Regulations will comply with most recent legislation and requirements of Executive Directive 1 (2022) and Executive Order 19 (2022).
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Amend the Statewide Fire Prevention Code Pursuant to 2025 Legislation	
Brief Overview This regulatory action promulgated by the BHCD is necessary to comply with Chapter 97 of the 2025 Acts of Assembly (HB2642) which amends the Statewide Fire Prevention Code to prohibit the offering or sale of unsafe or counterfeit lighters. This new State Code provision is effective July 1, 2025. As such, the regulations (13VAC5-52) must be updated to conform with state law. The agency/board has no discretion with this action.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	N/A - This action will conform the regulations to state law. The agency/board has no discretion with this action.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available		
Title of Proposed Regulatory Action or Guidance Document Amend the Enterprise Zone Grant Program Regulations Pursuant to 2025 Legislation		
Brief Overview This regulatory action promulgated by the BHCD is necessary to comply with Chapter 250 of the 2025 Acts of Assembly (HB2163) which amends the Real Property Investment Grant provisions of the Enterprise Zone Grant Program. The new State Code provisions are effective July 1, 2025. As such, the regulations (13VAC5-112) must be updated to conform with state law. The agency/board has no discretion with this action.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	N/A - This action will conform the regulations to state law. The agency/board has no discretion with this action.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6445 / Stage TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Reduction Consideration Pursuant to EO19	
Brief Overview This regulatory action promulgated by the MHB is initiated to consider amendments to the Manufactured Housing Licensing Transaction Recovery Fund regulations (13VAC6-20) that will accomplish the directives related to regulatory reduction proscribed in Executive Order 19 (2022). The NOIRA Stage for this action was completed on July 31, 2024. The Proposed Stage for this action is currently under Executive Branch Review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The goal of the action includes the review of discretionary requirements to determine whether such requirements impose burdens that may not be necessary to protect the public health, safety, and welfare in accordance with the regulatory reduction goal of Executive Directive Number One (2022) and Executive Order 19 (2022).
Expected Date	October 2025

Virginia Department of Energy (ENERGY)

Total Regulatory Actions for FY26 = 4

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to reflect updated Code of Virginia related to Mineral Mines Farm Pond Construction or Expansion (4VAC25-31-70)	
Brief Overview	
Recent legislation passed during the 2025 legislative session is the impetus for this regulatory action. HB1887/SB969 amends Code of Virginia to update § 45.2-1200 & § 45.2-1101 regarding the construction or expansion of farm ponds, increasing the farm pond construction or expansion beyond a one-time occurrence and extends the required completion time from 6 months to 1 year. This action aims to update the Admin Code of Virginia to match the updated Code of Virginia language.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	This regulatory action is updating the Virginia Admin Code to reflect updates to the Code of Virginia.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Regulatory action to reflect updated Code of Virginia related to the Mineral Mine Safety Act's qualification requirements for mineral mine inspectors (4VAC25-40).	
Brief Overview	
Recent legislation passed during the 2025 legislative session is the impetus for this regulatory action. HB1887/SB969 amends Code of Virginia to update § 45.2-1109 & § 45.2-1119 regarding general qualification of mine inspectors and renewal of mineral mine inspector certificates. This action aims to update the Admin Code of Virginia to match the updated Code of Virginia language.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	This regulatory action is updating the Virginia Admin Code to reflect updates to the Code of Virginia.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)	
Fast-Track [Action 6584] - <i>At Attorney General's Office</i> [Stage 10484]	
Title of Proposed Regulatory Action or Guidance Document Regulatory action to reflect updated reclamation plan to match practice of liens on land reclaimed (4 VAC25-130-882)	
Brief Overview Recent review of the State Reclamation Plan by OSMRE recognized outdated language not reflecting current practices or federal guidance under 4VAC25-130-882 . Federal SMCRA guidance under 30 CFR 882 directs that no lien be placed on property of surface owners who did not consent to participate in reclamation work. Further review of the State Reclamation Plan found that 4VAC25-130-882 misaligns with current agency practices, which does not place liens on properties that have been entered to address environmental issues related to AML. The review of the State Reclamation Plan and recognition of misaligned language prompted the Virginia Department of Energy to amend 4VAC25-13-882 to reflect Federal Guidelines and current practices.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This fast-track regulation will further Virginia Energy's initiative to update and clarify language related to agency practices. Additionally, this regulatory action will ensure alignment with federal guidance.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)	
Fast-Track [Action 6624] - <i>At Attorney General's Office</i> [Stage 10539]	
Title of Proposed Regulatory Action or Guidance Document Regulatory action to update regulatory code related to towing equipment (4VAC25-40-1670)	
Brief Overview Executive Order No 19 (2022) directed agencies to review regulatory guidance document in an effort to reduce regulatory burden and streamline regulatory processes. The Department of Energy reviewed regulatory guidance related to Safety and Health Regulations for Mineral Mining and found towing guidance unaligned with federal guidance and unnecessarily burdensome. Current language requires use of a tow bar and safety chain to tow heavy equipment that is not being operated under its own power. Federal guidance from MSHA 30 CFR 56.14209.(a) lessens regulatory burden for mine operators by providing additional pathways to compliance without threatening safety. This regulatory action would update language to reflect federal guidance and reduces regulatory burdens. Updated language would reflect federal regulatory documents by providing the option for “other effective and safe means of control”.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This fast-track regulation will further Virginia Energy’s safety and health regulations for mineral mining by providing alternative pathways to compliance.
Expected Date	August 2025

Secretariat of Education

University of Virginia (UVA)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Update to the Medical Center Procurement Guidelines		
Brief Overview The Medical Center Procurement Guidelines (8VAC85-10) will be amended to incorporate language from House Bill 2150, which was passed by the General Assembly during the 2025 Session and signed by the Governor.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Guidance Document ☒ Exempt Action	
Legal Authority	☐ Action required by federal statute ☐ Discretionary Action ☒ Action required by state statute	
Deregulatory Component	N/A	
Expected Date	November 2025	

Virginia Department of Education (VDOE)

Total Regulatory Actions for FY26 = 11

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Child Subsidy Budget Implementation		
Brief Overview This regulatory action will implement Item 125.10(4) and (5) from Chapter 725 of the 2025 Acts of the General Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component		
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) <u>5915</u>		
Title of Proposed Regulatory Action or Guidance Document <u>Regulatory Action to Align with Item 130.H of Chapter 2 of the Acts of the Assembly 2022 Special Session I</u> [Action 5915]		
Brief Overview During the 2021 Special Session I, the Virginia General Assembly enacted Chapter 552 of the Acts of the Assembly, which amended and reenacted Chapter 1289 of the 2020 Acts of the Assembly, Special Session I, which appropriated funds for the 2020-2022 Biennium. Item 138.I of Chapter 552 directed the Board of Education to “develop and promulgate regulations for private special education day schools on restraint and seclusion that establish the same requirements for restraint and seclusion as those for public schools.” During the 2023 Special Session I, the Virginia General Assembly enacted Chapter 1 of the Acts of Assembly 2023 Special Session I (“Chapter 1”) again directed the Board to “develop and promulgate regulations for private special education day schools on restraint and seclusion that establish the same requirements for restraint and seclusion as those for public schools.” See Item 130.H. The Regulations Governing the Operation of Private Schools for Students with Disabilities (8VAC20-671) are already in close alignment to the Regulations Governing the Use of Seclusion and Restraint in Public Elementary and Secondary Schools in Virginia (8VAC20-750). The amendments to the Regulations Governing the Operation of Private Schools for Students with Disabilities adds definitions, adds requirements associated with the development of policies and procedures related to the use of seclusion and application of restraints, and alters the requirements for reporting the use of seclusion and application of restraints. All regulatory changes are necessary to “establish the same requirements for restraint and seclusion [for private special education day schools] as those for public schools”—as directed by the General Assembly—with minimal, technical modifications to account for the differences between private day schools and public schools.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	This action removes 18 discretionary requirements affecting external parties.	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document HB1829 Mathematics teachers; BOE shall take certain regulatory actions relating to add-on endorsements.	
Brief Overview Board of Education; certain add-on endorsements for mathematics teachers. Requires the Board of Education to (i) develop and approve a geometry add-on endorsement for teachers licensed by the Board of Education to provide instruction in geometry for students in kindergarten through grade eight and (ii) amend its regulations establishing the criteria for earning an Algebra I add-on endorsement to (a) eliminate the requirements that candidates complete coursework in calculus, Euclidian geometry, probability and statistics, and discrete mathematics and (b) permit candidates to receive a passing score on the Praxis Algebra I add-on endorsement exam in lieu of the requirements that candidates complete coursework in elementary functions, introductory college algebra, trigonometry, and linear algebra.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document HB2601 Teachers; daily student attendance records.		
Brief Overview Public schools; record of student attendance. Requires a teacher in every public school in the Commonwealth to keep an accurate daily record of attendance of all children, both (i) at the beginning of the school day and (ii) if applicable, for each class period. Current law requires such a daily record of attendance but is silent on records of attendance for each class period.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component		
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) 5879/10508		
Title of Proposed Regulatory Action or Guidance Document Repeal of Standards for the Background Checks for Child Day Programs and Family Day Systems [Action 5879]		
Brief Overview This regulatory action will repeal 8VAC20-770, “Background Checks for Child Day Programs and Family Day Systems,” and establish a comprehensive new chapter, 8VAC20-771. Background Checks for Child Day Programs and Family Day Systems (8VAC20-770) sets forth standards to protect the health, safety, and welfare of children receiving services by ensuring that persons required to have background checks have not been convicted of an offense which prohibits licensure, registration, approval, or employment. The intent of this action is to repeal and replace the current chapter to (1) to ensure that the regulations align with federal and state laws and (2) to clarify and update the regulatory requirements. By repealing the current chapter and promulgating a new chapter in its place, the Board anticipates greater flexibility in aligning the regulatory structure to federal and state law, which has changed since the current chapter was drafted. The Board also anticipates changes to format and language.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action removes 103 discretionary requirements affecting external parties, including other agencies, and 29 discretionary requirements affecting the agency itself.	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) 6268/10584	
Title of Proposed Regulatory Action or Guidance Document Revisions to the Standards for Licensed Child Day Centers [Action 6268]	
Brief Overview Chapter 880 of the Acts of Assembly (2020) transferred oversight of childcare programs and regulations to the Virginia Department of Education (VDOE). The regulation, Standards for Licensed Child Day Centers (8VAC20-780) describes health and safety requirements and provides standards to protect children under the age of 13 years who are separated from their parents during part of the day by reducing risks in centers and ensuring that activities, services, and facilities of centers are conducive to the well-being of children. As part of the transition planning process in 2019, the VDOE committed to engaging in a comprehensive review of the Standards with key stakeholders. Starting in December 2021, the VDOE engaged a workgroup of Early Childhood Advisory Committee (ECAC) members and select other key stakeholders to conduct a thorough, yearlong review and revision of the Standards. Upon completion of this workgroup effort, the VDOE sought and received a full endorsement of the initial draft of revised Standards from the ECAC. This action is for a comprehensive review and replacement of the regulation to make it consistent with federal laws and the Code of Virginia, and to make any other changes the agency deems necessary after comments and review, and to pursue a full endorsement of the final draft of the revised Standards from the ECAC. The VDOE will provide all stakeholders, including all licensed child day centers, with an additional opportunity to provide public comment on this proposed regulatory action and will engage constituent groups and stakeholders throughout the development of the regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	This action removes 6 mandatory requirements affecting the agency itself, 6 discretionary requirements affecting the agency itself, 5 mandatory requirements affecting external parties, and 52 discretionary requirements affecting external parties.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document HB1674 Professional education programs; exemption for programs leading to certain endorsements.		
Brief Overview Board of Education; accreditation requirements for professional education programs; exemption for professional education programs leading to certain endorsements. Directs the Board of Education to amend its regulations relating to accreditation requirements for professional education programs in the Commonwealth to require the Department of Education to provide an alternative to the requirement to obtain and maintain national accreditation from the Council for the Accreditation of Educator Preparation for any professional education program that leads to an endorsement as a school counselor or a school psychologist and has a secured specialty area accreditation from a specialized accrediting agency recognized by the U.S. Secretary of Education or the Council for Higher Education Accreditation.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) 6474/10342		
Title of Proposed Regulatory Action or Guidance Document Virginia's Early Childhood Unified Measurement and Improvement System (VQB5) [Action 6474]		
Brief Overview This regulatory action is to establish new regulations for the Virginia's Early Childhood Unified Measurement and Improvement System, known as VQB5. Section §22.1-289.05 of the Code of Virginia directs the Board of Education ("Board") to establish a unified quality rating and improvement system for all publicly funded early childhood providers to improve school readiness in the Commonwealth. The Code of Virginia states that the quality rating and improvement system should be established by July 1, 2021, that there should be optional participation beginning in 2021-2022, and that participation becomes mandatory for publicly funded providers in the 2023-2024 school year with initial quality ratings published in the fall of 2024. The Board fulfilled these timebound requirements by establishing Guidelines for VQB5 Practice Year 1 (approved in June 2021), Guidelines for VQB5 Practice Year 2 (approved in June 2022), and VQB5 Guidelines for 2023-2024 (approved in June 2023). As of the 2023-2024 school year, VQB5 is now fully implemented and includes 3,288 birth-to-five programs, including school-based preschools, Head Start/Early Head Start programs, and childcare centers and family day homes that participate in the childcare subsidy or other forms of public subsidy. This regulatory action will formally establish the requirements for the VQB5 unified measurement and improvement system. The proposed VQB5 regulations will specify which sites are legislatively required to participate, explain the key activities that participating sites must complete, and outline the consequences for refusal to participate.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component		
Expected Date	January 2026	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Period Review Amend the Regulations Governing the Testing of Sight and Hearing of Pupils (8VAC20-250)		
Brief Overview This regulation remains necessary as the Code of Virginia mandates it. There are no known issues with it, no conflicts with other laws, and it was last updated in 2021. The agency's plan to combine this chapter with 8VAC20-690, which pertains to the scoliosis screening program.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component		
Expected Date	January 2026	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document <u>HB2265 Teachers; certain individuals to be licensed with an endorsement in special ed. early childhood.</u>		
Brief Overview Certain individuals to be deemed licensed as teachers with an endorsement in special education early childhood (birth–age five years). Provides that any individual who has been employed in the Commonwealth as a preschool special education teacher licensed with an endorsement in special education - general curriculum K-12 for at least 15 school years shall be deemed licensed as a teacher with an endorsement in special education early childhood (birth–age five years) upon the recommendation of the division superintendent in the local school division in which such individual is employed to the Department of Education that such teacher is well-qualified to continue to teach preschool special education in such school division. The bill contains an emergency clause.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component		
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document HB2103 Regulations Governing Allowable Credit for Teaching Experience; etc.	
Brief Overview Board of Education; Regulations Governing Allowable Credit for Teaching Experience; certain credit substitution allowance required. Requires the Board of Education to amend its Regulations Governing Allowable Credit for Teaching Experience for the purpose of salary placement credit to provide that teachers in the field of career and technical education, where the licensure requirement calls for occupational work experience beyond the apprenticeship level, may be allowed credit for one year of teaching experience for each one or two years of work experience. The bill contains a reenactment clause. The Board will take action on this item if it is reenacted in accordance with the third enactment clause.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☐ Discretionary Action
Deregulatory Component	
Expected Date	June 2026

Secretariat of Finance

Virginia Board of Accountancy (BOA)

Total Regulatory Actions for FY26 = 2

Action/Stage or Guidance Document Forum ID (if available) Action 6698 / Stage 10688	
Title of Proposed Regulatory Action or Guidance Document Amendments to Education, Experience, and Substantial Equivalency Requirements	
Brief Overview The 2025 General Assembly session directed VBOA to promulgate an emergency regulatory change concerning a new CPA licensure pathway and practice privilege. Chapters 523 and 539 (2025 Acts of Assembly) require regulations to be promulgated by the VBOA to modify 18VAC5-22-70 (Education), 18VAC5-22-100 (Experience), 18VAC5-22-110 (Demonstrating that a person's education, CPA examination, and experience are substantially equivalent to the requirements for obtaining a Virginia...), and 18VAC5-22-120 (Supervision of firm personnel). This provides pathways that reduce the number of required education hours and provides different pathways to licensure.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	The new licensure pathway is anticipated to decrease financial burdens associated with barriers to entry for CPA candidates.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6697 / Stage 10687		
Title of Proposed Regulatory Action or Guidance Document Amendments to Fee Structure, Firm Ownership, and Principal Place of Business		
Brief Overview VBOA anticipates revising 18VAC-22-20 (Fees) to create a more dynamic fee schedule and be able to fully fund expenditures while maintaining a minimum contingency fund (§§54.1-4405 and 54.1-4405.1). The renewal fees for individuals and firms increased by \$15 each, however the board also approved eliminating 5 fees primarily associated with exam and license applications and reducing 3 fees related to enforcement actions. VBOA also anticipates revising 18VAC-22-50 (Determining whether the principal place of business of a person or of a firm is in Virginia) to clarify whether an individual or firm should qualify Virginia as their principal place of business. Minor modifications to 18VAC5-22-80 (Examination) and 18VAC5-22-130 (Owners of firms who are not licensees) are being considered to clarify CPA re-exam and firm licensee requirements, respectively. VBOA is repealing 18VAC5-22-30 to eliminate redundancy.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	Modifications to the fee structure would eliminate fees associated with individual and firm licenses. Modifications to the CPA re-exam requirements will decrease time burdens for CPA candidates.	
Expected Date	July 2025	

Virginia Department of Taxation (Virginia Tax)

Total Regulatory Actions for FY26 = 1

Title of Proposed Regulatory Action or Guidance Document		
Fast Track Action to Reduce Additional Regulatory Requirements in Accordance with Governor Youngkin's Executive Order 19 (June 30, 2022)		
Brief Overview		
Governor Youngkin's Executive Order 19 (June 30, 2022) requires executive branch agencies to reduce the number of regulatory requirements not mandated by federal or state statute by at least 25 percent. In Fiscal Year 2025, the Department completed a Fast Track regulatory action reducing its regulatory requirements by 23%. To fully meet its goal of reducing regulatory requirements by 25 percent the Department is preparing a Fast Track action to update its regulation section on Administrative Appeals, 23VAC10-20-165 , to reduce its requirements by an additional 2 percent. In addition, the Department will use this action to update Chapter 112, its regulation on Declaration of Estimated Income Tax by Individuals, to reflect a statutory change.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule	☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☒ Expedited Rule ☐ Exempt Rule	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	See Brief Overview	
Expected Date	December 2025	

Virginia Department of Treasury (TRS)

Total Regulatory Actions for FY26 = 3

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Periodic Review of the Unclaimed Property Administrative Review Process regulations (1 VAC 75-40)		
Brief Overview Pursuant to Executive Order 17 (2014) requirement that all non-exempt regulations be reviewed at least once every four years, Treasury will complete a periodic review of the Unclaimed Property Administrative Review Process regulations (1 VAC 75-40). Treasury will likely use the Fast-Track Process as there is no expectation of any significant changes to be implemented.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component	N/A	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Periodic Review of the Regulations Governing Escheats (1 VAC 75-30)		
Brief Overview Pursuant to Executive Order 17 (2014) requirement that all non-exempt regulations be reviewed at least once every four years, Treasury will complete a periodic review of the Regulations Governing Escheats (1 VAC 75-30). Treasury will likely use the Fast-Track Process as there is no expectation of any significant changes to be implemented.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component	N/A	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Periodic Review of the Public Participation Guidelines (1 VAC 75-11)		
Brief Overview Pursuant to Executive Order 17 (2014) requirement that all non-exempt regulations be reviewed at least once every four years, Treasury will complete a periodic review of Public Participation Guidelines (1 VAC 75-11). Treasury will likely use the Fast-Track Process as there is no expectation of any significant changes to be implemented.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component	N/A	
Expected Date	February 2026	

Secretariat of Health and Human Resources

Virginia Department for Aging and Rehabilitative Services (DARS)

Total Regulatory Actions for FY26 = 7

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Conform Discharge and Death Notices to Align with 22VAC30-110-40	
Brief Overview	
This action will amend 22VAC30-80-45 (Auxiliary Grants (AG) Program) to align the timeframes by which ALFs must provide notice to local departments of social services (LDSS) when AG residents are discharged, have been discharged due to an emergency, or have died to match 22VAC30-110-40 (Assessment in Assisted Living Facilities (ALF)).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	These revisions eliminate contradictory provisions by retaining them in one chapter and referring to them in the other. It also eliminates confusing regulatory content for the participating ALFs.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Remove Targeted Case Management Services for Recipients of Auxiliary Grants	
Brief Overview This action repeals Medicaid-covered Targeted Case Management (TCM) for Auxiliary Grant Program participants in assisted living facilities in 22VAC30-110, the TCM definition in 22VAC30-110-10, the TCM section found at 22VAC30-110-100, and amends the notification requirements in 22VAC30-110-110 to align the chapter with a recent regulatory action undertaken by DMAS (See: Action 6656/Stage 10594).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	This action will ensure alignment between two state agency regulations and will result in a reduction of four (4) mandatory and three (3) discretionary regulant requirements in 22VAC30-110.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Repeal 22VAC30-100-15	
Brief Overview Following a Periodic Review and in support of the effort directed by Executive Order 19 (2022), DARS intends to move forward with a Fast-Track action to repeal 22VAC30-100-15 (Mandated reporters). The comprehensive listing of mandated reporters is currently contained in § 63.2-1606 of the Code of Virginia, and all other sections in the 22VAC30-100 already refer back to § 63.2-1606 when discussing mandated reporter requirements and civil penalties for not reporting as required by statute.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	This action will eliminate one regulatory section, which contains one mandatory regulant requirement.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available		
Title of Proposed Regulatory Action or Guidance Document Amend IL due to WIOA and Periodic Review		
Brief Overview This action amends 22VAC30-30 (Provision of Independent Living Rehabilitation Services) to comply with federal regulations for the independent living (IL) program and IL services.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☒ Discretionary action
Deregulatory Component	There are numerous areas of the chapter that are derived from outdated federal regulations and can be reduced. DARS is currently identifying ways to streamline the chapter and improve the clarity.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available		
Title of Proposed Regulatory Action or Guidance Document Amend Vocational Rehabilitation Regulations		
Brief Overview The agency seeks to amend 22VAC30-20 (Provision of Vocational Rehabilitation Services) to provide minor revisions and clarifications to certain areas, such as the release of personal information. The agency anticipates putting forward the changes via Fast-Track action for changes that are deemed non-controversial.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☒ Discretionary action
Deregulatory Component	DARS is currently reviewing the regulatory content to identify potential opportunities for regulatory reductions, increased efficiencies, and improved readability.	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 5280/Stage 8922	
Title of Proposed Regulatory Action or Guidance Document Amend Regulations Following Periodic Review	
Brief Overview This chapter prescribes the requirements that state-designated AAAs shall meet to receive federal and state funds. Changes are required following a 2019 Periodic Review as well as new federal Older Americans Act regulations, which were issued in February 2024.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	DARS is currently reviewing the regulatory content to identify potential reduction opportunities for inclusion in proposed regulations.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5708/Stage 9239		
Title of Proposed Regulatory Action or Guidance Document Amend Regulations Following Periodic Review		
Brief Overview Following a Periodic Review conducted in 2020, DARS concluded that 22VAC30-70 (The Virginia Public Guardian and Conservator Program) needed to be amended. The current chapter requires regulatory changes to further define program requirements; protect the health, safety, and welfare of the vulnerable clients; and bring conformity to program standards and operations across the Commonwealth.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary action
Deregulatory Component	DARS is currently reviewing the regulatory content to identify potential opportunities for reductions.	
Expected Date	February 2026	

Virginia Department of Behavioral Health and Developmental Services (DBHDS)

Total Regulatory Actions for FY26 = 27

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Technical and clarifying revisions regarding crisis services	
Brief Overview Since implementation of new crisis services regulations required by Chapter 795 of the 2024 Acts of Assembly, the agency identified the need for clarifying and technical amendments. The Board plans to initiate a fast-track action to amend the Regulations for Licensing Providers (12VAC35-105) to simplify requirements while maintaining high-quality crisis services.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Decreases the regulatory and compliance burden on crisis providers by improving clarity and reducing certain construction requirements (i.e., shower ratios).
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Mandate 1477	
Title of Proposed Regulatory Action or Guidance Document Conditional certification of recovery residences	
Brief Overview Chapter 608 of the 2025 Acts of Assembly directs the Board to promulgate regulations for conditional certification of recovery residences. The Board plans to initiate an exempt action amending the Certified Recovery Residences regulations (12VAC35-260) to create a temporary, non-renewable certification for applicants seeking full certification.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds a new regulatory requirement as mandated by the General Assembly.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Mandate 1434	
Title of Proposed Regulatory Action or Guidance Document Behavioral Health Technician (BHT) and Behavioral Health Technician Assistant (BHT-A) amendments pursuant to Chapter 595 (SB 403) of the 2024 Acts of Assembly	
Brief Overview Chapter 595 of the 2024 Acts of Assembly directed the Department to align the Regulations for Licensing Providers (12VAC35-105) with two new professions regulated by the Board of Counseling: behavioral health technicians (BHTs) and behavioral health technician assistants (BHT-As). The Board of Counseling regulations became effective in May 2025.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds new regulatory requirements as mandated by the General Assembly.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Mandate 1478	
Title of Proposed Regulatory Action or Guidance Document Peer Recovery Specialist-Trainee designation pursuant to Chapter 725 of the 2025 Acts of Assembly	
Brief Overview Item 293.C of the Appropriation Act (Chapter 725 of the 2025 Acts of Assembly) directs the Department to amend Peer Recovery Specialists regulations (12VAC35-250) to establish a “trainee” designation. The legislative mandate requires the Board to promulgate emergency regulations.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds new regulatory requirements as mandated by the General Assembly.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) 6746/TBD	
Title of Proposed Regulatory Action or Guidance Document Updating Human Rights Regulations after Periodic Review; conforming to Health Care Decisions Act	
Brief Overview After a 2021 periodic review and multiple public comment forums, the Board initiated the standard process to update the Regulations to Assure the Rights of Individuals Receiving Services from Providers (12VAC35-115) to reflect current standards and processes, simplify language, and align with state law, specifically the Health Care Decisions Act.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Clarifies regulatory requirements, improving ease of use and understanding among the regulated community, and streamlines compliance for providers.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6755/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - General Chapter (Part 1 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6756/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul- Residential (Part 2 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6760/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - NonCenter Based Services (Part 3 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6761/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - Center-Based (Part 4 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6767/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - Crisis Services (Part 5 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6768/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - Case Management (Part 6 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6769/TBD	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul- Repeal and Replace (Part 7 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Mandate 1479	
Title of Proposed Regulatory Action or Guidance Document Align licensing regulations with DMAS Behavioral Health Redesign	
Brief Overview Item 293.B of the 2024-26 Appropriation Act directs the Department to align the Regulations for Licensing Providers (12VAC35-105) with modifications made by DMAS to Medicaid behavioral health services. The legislative mandate requires the Board to promulgate emergency regulations that redesign services and programs for behavioral health providers.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds new regulatory requirements as mandated by the General Assembly.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) 6547/10438	
Title of Proposed Regulatory Action or Guidance Document Recently Added DBHDS Licensing Requirement regarding Negative Actions	
Brief Overview Chapter 723 of the 2020 Acts of Assembly directed the Department to require applicants to disclose certain information about prior disciplinary actions. The Board initiated a fast-track action to conform the Rules and Regulations for Licensing Providers (12VAC35-105) to reflect the statutory mandate, which the agency already implemented in practice.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds new compliance requirement as mandated by the General Assembly.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6544/10432	
Title of Proposed Regulatory Action or Guidance Document Reporting deaths or serious injuries (Chapter 30, 2024)	
Brief Overview The 2024 Acts of Assembly added a requirement that recovery residences regulated by the Department must report deaths or serious injuries to the agency. The Board initiated a fast-track action to amend and conform regulations governing Certified Recovery Residences (12VAC35-260) with the legislative mandate.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds new compliance requirement as mandated by the General Assembly.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6613/10527	
Title of Proposed Regulatory Action or Guidance Document Valid discharge plans (Ch 808, 2024 Acts of Assembly)	
Brief Overview Pursuant to Chapter 808 of the 2024 Acts of Assembly, the Board initiated a fast-track action to amend the Rules and Regulations for Licensing Providers (12VAC35-105) to require inpatient/residential substance use disorder treatment facilities perform certain duties when an individual is discharged or withdraws from a program.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None; adds new compliance requirement as mandated by the General Assembly.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6614/10529	
Title of Proposed Regulatory Action or Guidance Document Amendments Resulting from Periodic Review 2024: Adding Professions	
Brief Overview In 2023, the Board conducted a periodic review of the Requirements for Virginia's Early Intervention System (12VAC35-225). As a result of that review, the Board initiated the fast-track process to amend the regulations to expand the pool of qualified professionals eligible to deliver early intervention services for infants and toddlers with disabilities and their families.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Removes barriers to entry for additional professionals from qualified early intervention disciplines.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6673/10632	
Title of Proposed Regulatory Action or Guidance Document Amendments for Medication for Opioid Use Disorder (MOUD)	
Brief Overview In April 2024, revised federal rules on medication for opioid use disorder (MOUD) went into effect. The Board initiated a fast-track action to align the Rules and Regulations for Licensing Providers (12VAC35-105) with the federal changes where appropriate, including making permanent some pandemic flexibilities for opioid treatment programs (OTPs).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Reduces the intensity of some regulatory requirements by making service flexibilities permanent.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6752/10765	
Title of Proposed Regulatory Action or Guidance Document Alignment with Other State Agency Regulations	
Brief Overview The Rules and Regulations for Licensing Providers (12VAC35-105) refer to VDH safety standards in several places. To address obsolete terminology and incorrect cross-references, the Board initiated the fast-track process to accurately reflect current practice and increase clarity for providers, relieving staff at both agencies of the need to provide technical assistance.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Clarifies regulatory requirements, improving ease of use and understanding among the regulated community, and streamlines compliance for providers.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6746/10756	
Title of Proposed Regulatory Action or Guidance Document Updating Human Rights Regulations after Periodic Review; conforming to Health Care Decisions Act	
Brief Overview After a 2021 periodic review and multiple public comment forums, the Board initiated the standard process to update the Regulations to Assure the Rights of Individuals Receiving Services from Providers (12VAC35-115) to reflect current standards and processes, simplify language, and align with state law, specifically the Health Care Decisions Act.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Clarifies regulatory requirements, improving ease of use and understanding among the regulated community, and streamlines compliance for providers.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6755/10768	
Title of Proposed Regulatory Action Regulatory Overhaul - General Chapter (Part 1 of 7)	
Brief Overview or Guidance Document After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6756/10769	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul- Residential (Part 2 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6760/10774	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - NonCenter Based Services (Part 3 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6761/10775	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - Center-Based (Part 4 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6767/10782	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - Crisis Services (Part 5 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6768/10783	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul - Case Management (Part 6 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6769/10786	
Title of Proposed Regulatory Action or Guidance Document Regulatory Overhaul- Repeal and Replace (Part 7 of 7)	
Brief Overview After periodic review (2017) and Regulatory Advisory Panels (2019, 2023), the Board initiated the standard process to repeal and replace the Regulations for Licensing Providers (12VAC35-105) and Children's Residential Facilities (12VAC35-46) with one General chapter and five service-specific chapters: Residential, NonCenter-Based, Center-Based, Crisis, and Case Management.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Responds to the regulated community's request for clarity and streamlines compliance requirements.
Expected Date	June 2026

Virginia Department for the Blind and Vision Impaired (DBVI)

Total Regulatory Actions for FY26 = 2

Action/Stage or Guidance Document Forum ID (if available) n/a	
Title of Proposed Regulatory Action or Guidance Document Amend Regulations Governing Provision of Services in Vocational Rehabilitation	
Brief Overview DBVI seeks to amend 22VAC45-51 (Regulations Governing the Provision of Services in Vocational Rehabilitation) to align state regulations with federal requirements under 34 CFR 361 (State Vocational Rehabilitation Services Program). These proposed amendments to 22 VAC 45-20 have been reviewed by the Office of the Attorney General.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Discretionary Action ☒ Action required by state statute
Deregulatory Component	None identified at this time.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) n/a	
Title of Proposed Regulatory Action or Guidance Document Amend 22 VAC 45-20 (Regulations to Govern the Operation of Vending Facilities in Public Buildings and Other property) and repeal 22VAC45-40 Rules and Regulations Governing Vending Facilities in Public Buildings.	
Brief Overview DBVI seeks to amend 22VAC45-20 (Regulations to Govern the Operation of Vending Facilities in Public Buildings and Other Property) to incorporate 22VAC45-40 (Rules and Regulations Governing Vending Facilities in Public Buildings), and to repeal 22VAC45-40, thereby consolidating two regulations related to the operation of vending stands. The amendments also update the agency's name from the Department for the Visually Handicapped to the Department for the Blind and Vision Impaired, modernize language describing individuals eligible for the Randolph-Sheppard Vending Stand Program, remove outdated citations, and revise governing authorities. These proposed amendments to 22 VAC 45-20 have been reviewed by the Office of the Attorney General.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Discretionary Action ☒ Action required by state statute
Deregulatory Component	Though this regulatory action does not decrease DBVI's regulatory requirements or compliance burdens, it does reduce the number of DBVI's Administrative Code regulations.
Expected Date	September 2025

Virginia Department of Health Professions (DHP)

Total Regulatory Actions for FY26 = 54

Action/Stage or Guidance Document Forum ID (if available) Action 6293	
Title of Proposed Regulatory Action or Guidance Document Implementation of regulatory changes to comply with the ASLP Compact.	
Brief Overview The Board will adopt proposed regulations to comply with legislation entering Virginia into the Audiology and Speech-Language Pathology Compact, Chapter 337 of the 2023 Acts of Assembly upon completion of the public comment of the NOIRA stage 10086.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Licensure Compact
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Repeal of 18VAC75-11, Public Participation Guidelines of the Board of Health Professions		
Brief Overview Due to legislation eliminating the Board of Health Professions, which is effective July 1, 2025, the agency will repeal previous regulations and guidance documents of the Board of Health Professions.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule	☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Elimination of chapter	
Expected Date	July 1, 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Repeal of 18VAC75-20, Regulations Governing Practitioner Self-Referral of the Board of Health Professions	
Brief Overview Due to legislation eliminating the Board of Health Professions, which is effective July 1, 2025, the agency will repeal previous regulations and guidance documents of the Board of Health Professions.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Elimination of chapter
Expected Date	July 1, 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Repeal of 18VAC75-40, Regulations Governing Certification of Dialysis Technicians of the Board of Health Professions	
Brief Overview Due to legislation eliminating the Board of Health Professions, which is effective July 1, 2025, the agency will repeal previous regulations and guidance documents of the Board of Health Professions.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Elimination of chapter
Expected Date	July 1, 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Adoption of regulations identical to repealed 18VAC75-20, Regulations Governing Practitioner Self-Referral	
Brief Overview Due to legislation eliminating the Board of Health Professions, which is effective July 1, 2025, the agency will move previous regulations of the Board of Health Professions to new chapters under the Department of Health Professions.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	July 1, 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Adoption of regulations identical to repealed 18VAC75-40, Regulations Governing Certification of Dialysis Technicians	
Brief Overview Due to legislation eliminating the Board of Health Professions, which is effective July 1, 2025, the agency will move previous regulations of the Board of Health Professions to new chapters under the Department of Health Professions.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	July 1, 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Occupational therapists	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Polysomnographic technologists	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Behavior analysts	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Genetic counselors	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5600	
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 at the next Board meeting after the close of public comment on the proposed stage 9629.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6505	
Title of Proposed Regulatory Action or Guidance Document Regulations regarding central fill pharmacies and remote dispensing	
Brief Overview The Board will adopt proposed regulatory amendments to permit central fill pharmacies and remote dispensing pursuant to legislation from the 2024 General Assembly. Action dependent on executive branch review of emergency/NOIRA stage 10383.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Allows use of central fill and remote processing technology that now requires approval of a pilot program by the Board.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5925	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 periodic review (Chapter 20)	
Brief Overview The Board will adopt proposed regulations based on its 2021 periodic review of 18VAC110-20. This action is dependent on executive branch approval of the NOIRA stage 9563.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6580	
Title of Proposed Regulatory Action or Guidance Document Exclusion of private dwellings or residences from operating locations of controlled substance registrations (CSRs)	
Brief Overview The Board will adopt proposed regulations to prohibit issuance of a controlled substances registration at a location that is a private dwelling or residence.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Schedule I additions pursuant to DFS	
Brief Overview The Board will adopt exempt actions to add chemicals to Schedule I in 18VAC110-20-322 pursuant to Va. Code § 54.1-3443(D), dependent on requests submitted quarterly by DFS.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Additions and deletions of chemicals following action by the federal government to add, remove, or reschedule chemicals.	
Brief Overview The Board will adopt exempt actions to add, remove, or reschedule chemicals pursuant to Va. Code § 54.1-3443(E), dependent on scheduling action by the federal government.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) 6636	
Title of Proposed Regulatory Action or Guidance Document Licensure of foreign physicians through provisional and restricted licenses	
Brief Overview The Board will adopt proposed regulations governing the provisional and restricted licensure of foreign physicians pursuant to legislation of the 2024 General Assembly.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) 6123	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2022 periodic review for Chapter 40	
Brief Overview The Board will adopt proposed regulatory changes pursuant to the 2022 periodic review of 18VAC85-40.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Reduction of requirements
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Licensure of anesthesiologist associates	
Brief Overview The Board will adopt a NOIRA governing the licensure of anesthesiologist associates pursuant to SB882 of the 2025 General Assembly Session.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Respiratory therapists	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Physician assistants	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Radiologic technologists	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Revision of informed consent in regulation	
Brief Overview The Board will adopt a NOIRA to amend 18VAC112-20-170 to specifically address informed consent as it relates to the practice of physical therapy.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Licensure of speech-language pathology assistants	
Brief Overview The Board will adopt exempt regulations to license SLPAs consistent with HB2040 of the 2025 General Assembly. The legislation directed the Board to make regulatory changes by exempt action to be effective by July 1, 2026, the effective date of the legislative changes.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6452	
Title of Proposed Regulatory Action or Guidance Document Allowances for emergency drugs by EMS agencies	
Brief Overview The Board will adopt final regulatory amendments to permit EMS agencies to register for controlled substance registrations in a manner that suits the emergency services model. Change is necessitated by changes to federal regulations. Action dependent on executive branch review of proposed stage 10559.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Allows EMS to register for CSR in a different manner than other registrants to ease restrictions
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6460	
Title of Proposed Regulatory Action or Guidance Document Crisis stabilization services and use of automated drug dispensing systems and remote dispensing systems	
Brief Overview The Board will adopt final regulatory amendments to allow use of automated drug dispensing systems and remote dispensing systems by crisis stabilization services. Regulatory action required by 2024 legislation and replaces current emergency regulations. Action dependent on executive branch review of proposed stage 10560.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Allows broader use of ADDs and RDSs in delivery of care
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6388	
Title of Proposed Regulatory Action or Guidance Document 2023 periodic review to 18VAC76-20, Regulations Governing the Prescription Monitoring Program	
Brief Overview The agency will submit final changes to regulations governing the PMP upon completion of executive branch review of the proposed stage 10792.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Potential reduction of regulations
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6528	
Title of Proposed Regulatory Action or Guidance Document Declinable preneed funeral guarantee fee amendments	
Brief Overview The Board will adopt proposed regulations to replace emergency regulations related to preneed funeral contract changes pursuant to legislation from the 2024 General Assembly Session (SB521). Action dependent on completion of executive branch review of stage 10415.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6739	
Title of Proposed Regulatory Action or Guidance Document Implementation of the PA Compact	
Brief Overview The Board will adopt proposed regulations to implement the PA Compact following completion of executive branch review of the NOIRA stage 10748.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Licensed acupuncturists	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Athletic trainers	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Licensed midwives	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Adoption of licensure by endorsement regulations – Surgical assistants	
Brief Overview The Board will adopt licensure by endorsement regulations by exempt action pursuant to HB1861/SB1438 of the 2025 Session.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Increases licensure pathway
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6370	
Title of Proposed Regulatory Action or Guidance Document 2022 periodic review changes to section 37	
Brief Overview The Board will vote on final changes to 18VAC140-20-37 resulting from the 2022 periodic review upon completion of executive branch review of stage 10512.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6131	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2022 periodic review changes	
Brief Overview The Board will adopt final regulations related to its periodic review of 18VAC150-20. This action is dependent on completion of executive branch review of Stage 10523.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Action will contain significant regulatory reductions for licensed veterinary establishments.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6364	
Title of Proposed Regulatory Action or Guidance Document Amendments to licensure by endorsement	
Brief Overview Following review of the licensure by endorsement regulation by the Board's regulatory committee and consideration of a petition for rulemaking, the Board will make final amendments to the licensure by endorsement regulation to reduce requirements. Final action is dependent on completion of executive branch review of stage 10521.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Reduction of requirements for licensure by endorsement
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6473	
Title of Proposed Regulatory Action or Guidance Document Limited practice as a veterinarian trainee	
Brief Overview Pursuant to legislative directive, the Board adopted emergency regulations and a NOIRA in 2024 to allow veterinarian trainees to practice prior to receiving passing examination scores. The Board will adopt proposed stage regulatory amendments upon completion of executive branch review of stage 10340.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Increase in available practitioners prior to full licensure
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6540	
Title of Proposed Regulatory Action or Guidance Document Periodic review changes to Chapter 27.	
Brief Overview The Board will adopt final stage amendments to Chapter 27 following periodic review. This action is dependent on completion of executive branch review of stage 10680.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6197	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2022 periodic review	
Brief Overview The Board of Nursing will adopt proposed regulations to implement 2022 periodic review changes to 18VAC90-21 following completion of executive branch review of stage 9944.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6198	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2022 periodic review	
Brief Overview The Board of Nursing will adopt proposed regulations to implement 2022 periodic review changes to 18VAC90-19 following completion of executive branch review of stage 9945.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6087	
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. The Board will adopt proposed regulations following approval by the Governor's office of Stage 9799.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ 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	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6238	
Title of Proposed Regulatory Action or Guidance Document Implementation of the Counseling Compact.	
Brief Overview The Board will adopt final regulations to replace emergency regulations consistent with entry into the Counseling Compact as required by Chapters 684 and 685 of the 2023 Acts of Assembly. This is dependent on completion of executive branch review of Stage 10598.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Licensure compact.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6616	
Title of Proposed Regulatory Action or Guidance Document Requirement for supervisors to submit evaluations and confirm resident hours within a set timeframe	
Brief Overview The Board will adopt proposed regulations to require supervisors to submit resident evaluations and confirm resident hours within a set timeframe. This is dependent on completion of executive branch review of Stage 10531.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5987	
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 Stage 9671.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5728	
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 Stage 9645.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6389	
Title of Proposed Regulatory Action or Guidance Document Training requirements for botulinum toxin injections for cosmetic purposes	
Brief Overview The Board will vote on final regulations related to requirements to perform cosmetic Botox on patients pursuant to Chapter 413 of the 2023 Acts of Assembly. Action dependent on completion of executive branch review of proposed stage 10368.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6229	
Title of Proposed Regulatory Action or Guidance Document 2023 Regulatory reduction	
Brief Overview The Board will vote on final regulations for Chapters 20, 30, and 40 to reduce requirements and increase pathways to endorsement for funeral directors. This action is dependent on executive branch review of Stage 10640.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Reduction of requirements; increase endorsement pathways for funeral directors
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6071	
Title of Proposed Regulatory Action or Guidance Document Regulations for optometrist profiles and reporting	
Brief Overview The Board will adopt final regulations to require optometrists to annually register with the Board and report certain information pursuant to Chapters 16 and 17 of the 2022 Acts of Assembly. Action dependent on completion of executive branch review of proposed stage 10029.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5926	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 periodic review (Chapter 21)	
Brief Overview The Board will adopt proposed regulations based on its 2021 periodic review of 18VAC110-21. This action is dependent on executive branch approval of the NOIRA stage 9564.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5927	
Title of Proposed Regulatory Action or Guidance Document Implementation of 2021 periodic review (Chapter 30)	
Brief Overview The Board will adopt final regulations based on its 2021 periodic review of 18VAC110-30. This action is dependent on executive branch approval of the NOIRA stage 9931.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6321	
Title of Proposed Regulatory Action or Guidance Document Amendments to licensure by endorsement	
Brief Overview Following the acceptance of a petition for rulemaking which requested retired licenses be evidence for licensure by endorsement applications, the Board will adopt final regulations to amend other requirements for licensure by endorsement as well to make the process less onerous on applicants. Action dependent on completion of executive branch review of NOIRA stage 10595.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Reduction of requirements for licensure by endorsement
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5965	
Title of Proposed Regulatory Action or Guidance Document Amendments resulting from 2022 periodic review	
Brief Overview The Board will vote on final regulations resulting from the 2022 periodic review of 18VAC140-20 upon completion of executive branch review of Stage 9880.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6606	
Title of Proposed Regulatory Action or Guidance Document Implementation of the Social Work Compact	
Brief Overview The Board will vote on proposed regulations as required by legislation entering Virginia into the Social Work Compact upon completion of executive branch review of Stage 10517.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Additional licensure pathway
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6371	
Title of Proposed Regulatory Action or Guidance Document Acceptance of APA approved training as CE	
Brief Overview The Board will vote on final regulations accepting APA approved training as CE upon completion of executive branch review of Stage 10511.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Additional continuing education options
Expected Date	June 2026

Virginia Department of Medical Assistance Services (DMAS)

Total Regulatory Actions for FY26 = 54

Action/Stage or Guidance Document Forum ID (if available).	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Reimbursement Regs Chapter 90 – LTC	
Brief Overview	
This regulatory action repeals and replaces Chapter 90 of the DMAS reimbursement regulations in direct response to the mandate in HB1600 Item 288.JJJJ. This regulatory action removes the outdated language related to provider reimbursement rates for chapter 12VAC30-90 and replaces it with text from the up-to-date State Plan.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available). Not Available	
Title of Proposed Regulatory Action or Guidance Document Reimbursement Regs Chapters 70, 80, 90	
Brief Overview Prior regulatory actions have allowed DMAS to repeal and replace the outdated reimbursement regulations in chapters 70, 80 and 90 with text that matches the already-existing state plan text. This action is needed in order to accommodate any changes that have been made to the state plan since regulations were repealed and replaced with State Plan language. This action is needed in order to ensure that the regulations are aligned with the State Plan.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Pharmacy and Therapeutics Committee Increase	
Brief Overview Pursuant to HB1600, Item 288, CC.2.a, DMAS is required to increase the number of committee members, and require one physician member from each managed care organization (MCO). This requires a Final Exempt regulation be promulgated by the Department to amend 12VAC30-130-1000.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	July 2025.

Action/Stage or Guidance Document Forum ID (if available). Action 6288 / Stage 10078	
Title of Proposed Regulatory Action or Guidance Document Preventive Services	
Brief Overview The 2024 Appropriations Act, Item 288.ZZZ, directed the Department to amend coverage of the preventive services for adult, full-benefit Medicaid individuals who are not enrolled pursuant to the Patient Protection and Affordable Care Act (PPACA) to align with the preventive services coverage provided under the PPACA. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Developmental Disabilities Waiver Updates	
Brief Overview	
This regulatory action will incorporate General Assembly mandates that modify the Developmental Disabilities (DD) Waivers. Specifically, it will (1) provide parents of waiver-enrolled children greater opportunities for the provision of in-home care to their children, in accordance HB 909, SB 488, and HB 1318 of the 2024 General Assembly; (2) combine the maximum annual allowable amounts for assistive technology and electronic home-based support services so that a total of \$10,000 is available for an individual receiving DD waiver services each year; and (3) implement telehealth service delivery options for DD Waiver services, in accordance with Item 288.UUUU of the 2024 Appropriations Act. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-122.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5932 / Stage 9578	
Title of Proposed Regulatory Action or Guidance Document Cardinal Care Managed Care Program	
Brief Overview The 2022 Appropriations Act, Item 304.Y, directed the Department to merge the Commonwealth Coordinated Care Plus and Medallion 4.0 managed care programs, effective July 1, 2022, into a single, streamlined managed care program that links seamlessly with the fee-for-service program, ensuring an efficient and well-coordinated Virginia Medicaid delivery system that provides high-quality care to its members and adds value for providers and the Commonwealth. This required an Emergency/NOIRA regulation be promulgated by the Department to amend 12VAC30-120.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☒ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available). Not Available	
Title of Proposed Regulatory Action or Guidance Document Reimbursement Regs Chapter 70 – Inpatient Hospital Care	
Brief Overview This regulatory action repeals and replaces Chapter 70 of the DMAS reimbursement regulations in direct response to the mandate in HB1600 Item 288.JJJJ. This regulatory action removes the outdated language related to provider reimbursement rates for chapter 12VAC30-70 and replaces it with text from the up-to-date State Plan. The totality of existing chapter 70 regulations are being repealed, with the exception of 12VAC30-70-418.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available). Action 6784 / Stage 10812	
Title of Proposed Regulatory Action or Guidance Document Reimbursement Regs Chapter 80 – Other Types of Care	
Brief Overview This regulatory action repeals and replaces Chapter 80 of the DMAS reimbursement regulations in direct response to the mandate in HB1600 Item 288.JJJJ. This regulatory action removes the outdated language related to provider reimbursement rates for chapter 12VAC30-80 and replaces it with text from the up-to-date State Plan.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6753/Stage 10766	
Title of Proposed Regulatory Action or Guidance Document Pharmacists as Providers and Other Licensed Practitioners	
Brief Overview This regulatory action will make the following changes: • SB 1538 of the 2023 General Assembly directed the Department to provide reimbursement to a pharmacist or pharmacy technician/intern under the supervision of the licensed pharmacist when services are (i) performed under the terms of a collaborative agreement as defined in § 54.1-3300 and consistent with the terms of the state plan or (ii) related to services and treatment in accordance with § 54.1-3303.1. • List all of the “other licensed providers” that are authorized to bill DMAS independently. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available). Action 5675 / Stage 9717	
Title of Proposed Regulatory Action or Guidance Document Preadmission Screening and Resident Review (PASRR) Update	
Brief Overview This regulatory action follows an Emergency Regulation, in accordance with 2020 HB/SB 902 (which amended the Code of Virginia, §§ 32.1-330, 32.1-330.01 and 32.1-330.3), to allow qualified nursing facility staff to complete the Long-Term Services and Supports (LTSS) screening for individuals who apply for or request LTSS, and who are receiving non-Medicaid skilled nursing services in an institutional setting following discharge from an acute care hospital. This requires a Fast-Track regulation be promulgated by the Department to amend 12VAC30-130.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5992 / Stage 9680	
Title of Proposed Regulatory Action or Guidance Document 12-Months Postpartum	
Brief Overview The 2022 Special Session I Virginia Acts of Assembly, Chapter 2, directed the Department to provide continuous coverage to enrollees for the duration of pregnancy and through 12 months postpartum. This required an Emergency/NOIRA regulation be promulgated by the Department to amend 12VAC30-10, 12VAC30-30, 12VAC30-40, 12VAC30-50 and 12VAC30-141.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☒ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5795 / Stage 10278	
Title of Proposed Regulatory Action or Guidance Document Private Duty Nursing Services Under EPSDT	
Brief Overview This regulatory action follows an Emergency/NOIRA Regulation, in accordance with Item 304.MM (2) of the 2022 Appropriations Act that directed the Department to update the Virginia Administrative Code to include the following items related to private duty nursing: services covered, provider qualifications, medical necessity criteria, and rates. The regulatory action also clarifies that private duty nursing services are not covered unless an individual receives services under EPSDT or a § 1915(c) waiver. This required a Fast-Track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available). Not Available	
Title of Proposed Regulatory Action or Guidance Document Addiction and Recovery Treatment Services Update	
Brief Overview This regulatory action will clarify that medically managed intensive inpatient services (ASAM Level 4.0) can be licensed by DBHDS, CSAC-Supervisees can conduct multidimensional assessments, and will add a definition of co-occurring disorders. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-10, 12VAC30-50, 12VAC30-60, and 12VAC30-130.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document FAMIS 12-Month Continuous Eligibility	
Brief Overview Section 5112 of the 2023 Consolidated Appropriations Act requires states to cover children for a continuous 12-month period from the date of enrollment, regardless of changes in the child's circumstances. This requires a Final Exempt regulation be promulgated by the Department to amend 12VAC30-141.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Adult Day Health Care Rate Change	
Brief Overview HB1600, Item 288, HHHHH of the 2025 Appropriations Act provides DMAS with the authority to change the reimbursement methodology for adult day health care from a daily rate to an hourly rate, limited to 6 hours per day. This requires a Final Exempt regulation be promulgated by the Department.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6476/Stage 10346	
Title of Proposed Regulatory Action or Guidance Document State-Based Exchange	
Brief Overview In 2020, the General Assembly passed legislation that created the Health Benefit Exchange Division within the State Corporation Commission to oversee Virginia's transition to a State Based Exchange (SBE) (also referred to as the Virginia Health Benefit Exchange). The SBE went live in November 2023. Now that the SBE is operational, the Health and Human Services appeals entity within the Federally Facilitated Exchange is no longer involved in conducting Medicaid fair hearings with respect to eligibility based on applicable modified adjusted gross income (MAGI). So, this regulatory action clarifies that DMAS conducts all de novo fair hearings, regardless of whether or not they pertain to eligibility based on MAGI. This required a Fast Track regulation be promulgated by the Department to amend 12VAC30-10.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Appeals Updates	
Brief Overview Pursuant to the 2025 Appropriations Act, Item 292, QQ, DMAS may amend regulations to require provider appeals to be filed only online through the department's appeal portal. This requires an Emergency regulation be promulgated by the Department to amend 12VAC30-20-500.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☒ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) 6412/10246	
Title of Proposed Regulatory Action or Guidance Document Electronic Visit Verification for Home Health	
Brief Overview This regulation action updates language to implement Electronic Visit Verification for home health care services. This requires a Fast-Track regulation be promulgated by the Department to amend 12VAC30-60.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document 2024 Long Term Services and Supports (LTSS) Screening Changes	
Brief Overview This regulatory action will make LTSS screening changes pursuant to HB291/SB24 and HB729/SB620 which were passed during the 2024 General Assembly session. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-60.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5681 / Stage 9201	
Title of Proposed Regulatory Action or Guidance Document 90-Day Prescriptions	
Brief Overview This regulatory action allows 90-day supplies of certain prescription medications to be provided to Medicaid members for select maintenance drugs after two 34-day or shorter duration fills. This required a Fast-Track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document CHIP Youth Reentry	
Brief Overview Pursuant to Section 5121 of the Consolidated Appropriations Act 2023, the Department to cover screenings and diagnostic services for eligible juveniles, as well as targeted case management (TCM) services during this transitional period out of incarceration. Services must be provided to Medicaid-eligible individuals under age 21, CHIP (FAMIS) enrolled children, and individuals up to age 26 in the Medicaid former foster youth eligibility group. This requires a Fast Track regulation be promulgated by the Department to amend 12 VAC 30-141.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6190 / Stage 9932	
Title of Proposed Regulatory Action or Guidance Document Medicaid Enterprise System	
Brief Overview This regulatory action will make technical changes to revise references to "MMIS" and "Medicaid Management Information System" in a number of agency regulations to "MES" or "Medicaid Enterprise System." This will require a Final Exempt regulation be promulgated by the Department to amend 12VAC30-10, 12VAC30-20, 12VAC30-50, 12VAC30-80, 12VAC30-120, and 12VAC30-130.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Removal of Cost Sharing	
Brief Overview This regulatory action will remove all cost sharing, including co-payments, co-insurance and deductibles for enrollees. This will require a fast-track regulation be promulgated by the Department.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available). 6421/10270	
Title of Proposed Regulatory Action or Guidance Document School Services	
Brief Overview The provisions of SB 1307 of the 2021 Special Session I, which amended §§ 32.1-325 and 32.1-326.3 of the Code of Virginia, and the 2021 Appropriations Act, Item 313.AAAAAA, required the Department to allow payment of medical assistance services delivered to Medicaid-eligible students when such services qualify for reimbursement by the Virginia Medicaid program and may be provided by school divisions, regardless of whether the student receiving care has an individualized education program or whether the health care service is included in a student's individualized education program. This required a Fast Track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) Therapeutic Group Homes (TGHs)	
Brief Overview	
The 2024 Appropriations Act, Item 288.EEEEE, directed the Department to establish a per diem rate to Therapeutic Group Homes that provide services to youth with an intellectual or developmental disability in addition to a behavioral health diagnosis. Group homes that provide this higher level of service are called “Early and Periodic Screening, Diagnosis, and Treatment” (or EPSDT) Therapeutic Group Homes. The per-diem rate for these facilities shall be increased by 50%, effective July 1, 2024. This requires a Fast-Track regulation be promulgated by the Department to amend 12VAC30-50 and 12VAC30-80.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Tribal Provider Reimbursement	
Brief Overview This regulatory action will clarify that (1) tribal clinics cannot be reimbursed at the facility rate (all-inclusive rate or AIR) for non-clinic services; (2) tribal FQHCs cannot be reimbursed at the AIR for pharmacy, transportation, and 1915(c) waiver services; (3) the definition of the per visit rate for purposes of reimbursement at the AIR, specifying that it is a bundled, all-inclusive encounter rate and must not be unbundled and billed as separate encounter claims; and (4) an Indian Health Service, tribal or urban Indian organization, including a Tribal 638 facility that operates a retail pharmacy, must enroll separately as a pharmacy provider, and that payment for pharmacy services shall align with an existing pharmacy payment methodology and shall not be at the AIR. This regulatory action will also update language to reflect new Federal requirements for Medicaid reimbursement to tribal clinics, specifically, professional services furnished at the clinic by or under the direction of a physician, or services furnished outside the clinic, by clinic personnel under the direction of a physician. This requires a regulation be promulgated by the Department to amend 12VAC30-80-26.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6396/Stage 10218	
Title of Proposed Regulatory Action or Guidance Document FAMIS Plan Update	
Brief Overview This regulatory action will make technical program updates and repeal out-of-date regulations. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-141	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	This action will reduce regulatory requirements.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Application and Medicaid Works	
Brief Overview Pursuant to 2025 HB 1804, DMAS is directed to amend its application for medical assistance to gather all necessary information to determine an applicant's eligibility for the Medicaid Works program. This requires a regulation be amended by the Department.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Requirements for Medicaid Consumer-Directed Facilitators	
Brief Overview The 2024 Appropriations Act, Item 288.CCCCC, directed the Department to eliminate the requirement that individuals providing Consumer-Directed Services Facilitators services have an Associate's or Bachelor's Degree in order to provide services. Work experience will be sufficient in the list of requirements. This requires a Fast-Track regulation be promulgated by the Department to amend 12VAC30-120 and 12VAC30-122.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Update to Non-Covered Drugs	
Brief Overview This regulatory action will update the non-covered drug language in the VAC to represent DMAS' current practices. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-50-520.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6186 / Stage 9926	
Title of Proposed Regulatory Action or Guidance Document Post Eligibility Special Earnings for Developmental Disabilities Waivers	
Brief Overview The 2022 Appropriations Act, Item 304.ZZ, directed the Department to promulgate a regulatory change concerning post eligibility special earnings allowance for individuals in the Commonwealth Coordinated Care Plus, Community Living, Family and Individual Support and Building Independence waiver programs to incentivize employment for individuals receiving waiver services. The Department must lower the number of hours from at least eight hours but less than 20 hours per week requirement to at least four hours but less than 20 hours per week for a disregard of up to 200 percent of Supplemental Security Income and a disregard of up to 300 percent for individuals that work 20 hours or more per week. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-122.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Reentry Targeted Case Management	
Brief Overview In accordance with the 2025 Appropriations Act, the Department will provide coverage of targeted case management in the 30 days pre-release and immediately post-release to eligible incarcerated youth and young adults in accordance with section 5121 of the federal Consolidated Appropriations Act of 2023. This requires a regulation be promulgated by the Department to amend 12VAC30-80 and 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Eligibility for Pregnant Women	
Brief Overview In accordance with the 2025 Appropriations Act, Item 292.RR., the Department make efforts to ensure that pregnant women applying for medical coverage utilize the Cover Virginia Call Center in order to reduce the processing time of the application and expedite the applicant into coverage. This requires a regulation be promulgated by the Department.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Brain Injury Targeted Case Management	
Brief Overview	
This action will allow the Department of Medical Assistance Services (DMAS) to add coverage for targeted case management for individuals with severe brain injuries, pursuant to House Bill 680 of the 2022 General Assembly. DMAS submitted state plan amendments to the Centers for Medicare & Medicaid Services (CMS) that were approved on November 22, 2023, and May 17, 2024, and this regulatory action will incorporate those same changes in the Virginia Administrative Code. The NOIRA stage was completed in May 2025. This requires proposed regulations by the Department to amend 12VAC30-50 and 12VAC30-80.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Clinic Services	
Brief Overview This regulatory action amends the definition of clinic services as provided by CMS, and also specifies that dental, pharmacy, home health, hospice, physical therapy, occupational therapy, speech language pathology, transportation, 1915(c) waiver services and community mental health services are not covered under the clinic services benefit. To provide those services, clinics must enroll as that provider type and abide by the state plan requirements for those services. This requires a fast-track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6315 / Stage 10116	
Title of Proposed Regulatory Action or Guidance Document Emergency Room Charges	
Brief Overview This regulatory action will remove language that fulfilled a 2020 General Assembly Mandate that allowed the pending, reviewing and reducing of fees for avoidable emergency room claims for codes 99282, 99283 and 99284, for both physicians and facilities. This required a Final Exempt regulation be promulgated by the Department to amend 12VAC30-80.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5751 / Stage 10317	
Title of Proposed Regulatory Action or Guidance Document Adult Dental and 2024 Updates	
Brief Overview The 2021 Appropriations Act (Special Session 1), Item QQQQQ, directed the Department to provide a comprehensive dental benefit to adults, effective July 1, 2021. The 2023 Appropriations Act, Item 304.XXXX directed DMAS to make changes to the adult dental benefit. Both of these mandates require a Fast-Track regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available). Not Available	
Title of Proposed Regulatory Action or Guidance Document Peer Recovery Support Services	
Brief Overview The Acts of Assembly 2021 Chapter 302:2, authorized the Department to adopt regulations for reimbursement for telemedicine services delivered through audio-only telephone, which shall include regulations for (i) services that may be delivered via audio-only telephone, (ii) reimbursement rates for services delivered via audio-only telephone, and (iii) such other regulations as the Department may deem necessary. As a result, the Department will remove the 25% cap on total time that peer recovery support services can be provided telephonically (audio-only) per recipient per calendar year. This regulatory action will also modify peer recovery support services program needs and clarify requirements; align language with relevant regulations from the Department of Behavioral Health and Developmental Services (DBHDS), the Department of Health Professions (DHP), and the Virginia Board of Counseling; and align processes with DMAS' telemedicine requirements. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-130.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5810 / Stage 9381	
Title of Proposed Regulatory Action or Guidance Document Clarifications for Durable Medical Equipment and Supplies—Revisions	
Brief Overview The 2021 Appropriations Act (Special Session 1), Item QQQQQ, directed DMAS to expand the definition of durable medical equipment per 42 CFR 440.70 (b) (3), so that the definition is no longer limited to items primarily used in the home but also extends to any setting where normal activities take place. This required an Emergency regulation be promulgated by the Department to amend 12VAC30-50.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☒ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6692/Stage 10671	
Title of Proposed Regulatory Action or Guidance Document Credentialed Addiction Treatment Professionals	
Brief Overview HB 503 of the 2024 General Assembly directed the Department to amend the definition of credentialed addiction treatment professional to include licensed behavior analysts. This requires a Fast Track regulation be promulgated by the Department to amend 12VAC30-130.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5172 / Stage 9409	
Title of Proposed Regulatory Action or Guidance Document Service Authorization	
Brief Overview This regulatory action follows an Emergency Regulation that clarified the documentation requirements for service authorization for Community Mental Health and Rehabilitative Services (CMHS), pursuant to the 2018 Acts of Assembly, Chapter 2, Item 303.X1, and 2019 Acts of Assembly, Chapter 854, Item 303.X1. This required a Fast-Track regulation be promulgated by the Department to amend 12VAC30-60.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5934 / Stage 9585	
Title of Proposed Regulatory Action or Guidance Document Pharmacy Updates	
Brief Overview This regulation action: (1) authorizes prescriptions of contraceptives up to a 12 month supply pursuant to the 2020 Special Session, Item 313.YYYYYY; (2) enables the Department to begin calculating state supplemental pharmacy rebate amounts in accordance with the National Medicaid Pooling Initiative instead of the Virginia Supplemental Rebate Agreement and Addenda; (3) authorizes vaccines administered by pharmacies (pharmacists, pharmacy interns, or pharmacy technicians) to be reimbursed at the cost of the vaccine plus an administration fee not to exceed \$16, in accordance with the 2021 Appropriations Act, Item 313.UUUUU; and, (4) updates outdated language on payment to Indian Health Service, tribal and urban Indian pharmacies to reference current payment methodology defined under 12VAC 30-80-26. These changes required a Fast-Track regulation be promulgated by the Department to amend 12VAC30-50 and 12VAC30-80.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
2025 Non-Institutional Provider Reimbursement Changes	
Brief Overview	
The 2025 Appropriations Act requires the Department to make the following changes (1) increase the rates for private duty and skilled nursing under the Early Periodic Screening and Diagnosis Treatment (EPSDT) benefit by three percent; (2) increase the rates for agency- and consumer-directed personal care under the EPSDT benefit by two percent; (3) ensure the reimbursement for a service provided by a licensed certified midwife or licensed midwife shall be in the same amount as the Medicaid reimbursement paid a licensed physician or certified nurse midwife, whichever is higher, for performing such service in the area served; (4) increase the rates for Office Based Addiction Treatment, Opioid Treatment Services, Partial Hospitalization Services, and Intensive Outpatient Services by 6.5 percent; (5) provide supplemental payments for dentists employed by or contracted with Virginia Commonwealth University's School of Dentistry; and (6) broaden the types of hospitals that qualify for supplemental payments for outpatient services to Medicaid patients. This requires a regulation be promulgated by the Department to amend 12VAC30-80.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
CHIP Annual SPA	
Brief Overview	
This regulatory action amends language to account for (1) Replacement of references to the Federally-Facilitated Marketplace, with references to Virginia's Insurance Marketplace (state-based Marketplace); and (2) Updates to outreach strategies, including alignment with Virginia's rebranding of its Medicaid/FAMIS programs (now known collectively as "Cardinal Care") and updates to the strategies used to promote FAMIS among Virginia's business community. This requires a Fast Track regulation be promulgated by the Department to amend 12 VAC 30-141.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Applicability of the OMB Outpatient All-Inclusive Rate	
Brief Overview This regulatory action adds language that services provided by IHS or tribal clinics or tribal FQHCs not eligible for the federal medical assistance percentage of 100 percent (services provided to individuals who are not American Indians or Alaska Natives), shall be reimbursed at standard Medicaid rates (the rates otherwise paid to non-tribal facilities for the same services). This requires a regulation be promulgated by the Department to amend 12VAC30-80.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
2025 Institutional Provider Reimbursement Changes	
Brief Overview	
The 2025 Appropriations Act requires the Department to make the following changes (1) include a provision for payment of medical assistance for FDA approved long-acting injectable or extended-release medications administered for a serious mental illness or substance use disorder in any hospital emergency department or hospital inpatient setting. This payment shall be unbundled from the hospital daily rate; (2) to make supplemental payments through an adjustment to the formula for indirect medical education (IME) reimbursement, using managed care discharge days, not to exceed \$30,000,000 total computable for teaching hospitals affiliated with Virginia Tech Carilion School of Medicine; and (3) broaden the types of hospitals that qualify for supplemental payments for inpatient services to Medicaid patients. This requires a regulation be promulgated by the Department to amend 12VAC30-70.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Supports Intensity Scale-Adult (SIS-A) Assessment Updates	
Brief Overview This regulatory action will update the regulations in accordance with an update to SIS-A 2.0.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Emergency Rule ☐ Proposed Rule ☐ Fast-Track Rule ☒ Final Rule
Additional Description	☐ Expedited Rule ☐ Guidance Document ☒ Exempt Rule
Legal Authority	☐ Action required by federal statute ☐ Discretionary action ☒ Action required by state statute
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Removal of Education Requirements for Support Facilitators	
Brief Overview This regulatory action will update the regulations to remove education requirements for Support Facilitators.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Patient Pay Deductions	
Brief Overview This regulatory action will clarify which medical bills can be used to reduce a member's patient pay.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Update to Doula Coverage	
The 2025 Appropriations Act, Item 288.UUU, required DMAS to amend the state plan to authorize coverage of community doula services for Medicaid-enrolled pregnant women. This resulted from HB1614/SB1418 (Postpartum doula care). Services include up to eight prenatal/postpartum visits, and support during labor and delivery. The Appropriations language also implements two linkage-to-care incentive payments for postpartum and newborn care. DMAS submitted a state plan amendment to the Centers for Medicare & Medicaid Services (CMS) that was approved on October 29, 2021, and this regulatory action incorporates those same changes in the Virginia Administrative Code. Budget language was updated in 2025.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document DD Regulation Updates to Comply with Federal Rules	
Brief Overview This action is needed due to CMS updates, including new CMS final rules. This will require regulation amendments by the Department.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
PRTFs (Psychiatric Residential Treatment Facilities) in Managed Care	
Brief Overview	
To implement 2025 Appropriations Act Item 288.LLLLL which requires DMAS to make changes to enable children served in PRTFs to maintain their enrollment in managed care during their treatment. This requires a regulation be amended by the Department once the waiver is approved by CMS.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Emergency Rule ☐ Proposed Rule ☒ Fast-Track Rule ☐ Final Rule
Additional Description	☐ Expedited Rule ☐ Guidance Document ☐ Exempt Rule
Legal Authority	☐ Action required by federal statute ☐ Discretionary action ☒ Action required by state statute
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document SMI 1115 Waiver	
Brief Overview To implement 2025 Appropriations Act Item 288.XX.3 & 4 which requires a regulation be amended by the Department once the waiver is approved by CMS.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Neurobehavioral facility 1115 waiver	
Brief Overview	
To implement 2025 Appropriations Act Item 288.SSSSS which requires a regulation be amended by the Department once the waiver is approved by CMS. This action requires DMAS to add neurobehavioral and neurorehabilitation facilities to support individuals with traumatic brain injuries and neurocognitive disorders.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The Department has achieved its 25% removal/reduction and continues to seek ways to eliminate unnecessary regulations.
Expected Date	June 2026

Virginia Department for the Deaf and Hard of Hearing (VDDHH)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document Title 22. Social Services. Agency 20. Department for the Deaf and Hard-of-Hearing. Chapter 20. Regulations Governing Eligibility Standards and Application Procedures for the Distribution of Assistive Technology Equipment		
Brief Overview The Code of Virginia directed the Department to promulgate regulatory framework concerning eligibility and application procedures regarding the distribution of assistive technology to deaf, hard of hearing and deafblind people. The Department must address eligibility criteria to approve applicants and identify procedures to submit applications.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	A FY23 periodic review identified needed regulatory changes to simplify the language, clarify the eligibility criterion, and to streamline the application procedures.	
Expected Date	October 2025	

Virginia Department of Health (VDH)

Total Regulatory Actions for FY26 = 34

Action/Stage or Guidance Document Forum ID (if available)		
Not available		
Title of Proposed Regulatory Action or Guidance Document		
12VAC5-31 – Emergency Medical Services Regulations		
Amend Regulations to Conform to Chapter 459 of the 2025 Acts of Assembly		
Brief Overview		
Conform regulations to the provisions of Chapter 459 of the 2025 Acts of Assembly to authorize EMS vehicles operated by combination fire/EMS agencies to display fire department logos larger than EMS identifiers, if under a single EMS license.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	Removes restrictions on Fire Department logo size which is currently in effect	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-371 – Regulations for the Licensure of Nursing Facilities Amend Regulation after Enactment of Chapters 277, 330, and 432 of the 2025 Acts of Assembly		
Brief Overview This action is being used to promulgate regulations for advanced registered medication aides, professional liability insurance, and electronic monitoring pursuant to legislative mandates in Chapter 277, 330, and 432 of the 2025 Acts of Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	Authorizes medication aides registered by the Board of Nursing to administer drugs as determined permissible by the Board for administration to residents in a nursing home licensed by the Department of Health.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-410 – Regulations for the Licensure of Hospitals in Virginia Amend Regulation after Enactment of Chapters 238, 423, 428, 457, 472, 488, 544, 557, and 589 of the 2025 Acts of Assembly		
Brief Overview This action is being used to promulgate regulations for midwives, fentanyl testing, obstetric emergencies, and doulas & the postpartum process pursuant to legislative mandates in Chapters 238, 423, 428, 457, 472, 488, 544, 557, and 589 of the 2025 Acts of Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	None	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
12VAC5-220 – Virginia Medical Care Facilities Certificate of Public Need Rules and Regulations	
Amend Regulations to Conform to Chapter 114, 135, and 325 of the 2025 Acts of Assembly	
Brief Overview	
This action is being used to promulgate regulations for Critical Access Hospital swing beds and expedited review projects & psychiatric services pursuant to legislative mandates in Chapters 114, 135, and 325 of the 2025 Acts of Assembly	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	Decreases regulatory burden on regulant by providing flexibility for the availability of specific bed types based on community/ regulant need.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-590 – Waterworks Regulations		
Amend Regulations to Conform to Chapters 631 and 672 of the 2025 Acts of Assembly		
Brief Overview This action is being used to implement new requirements related to mandatory reporting of waterworks anomalies pursuant to legislative mandates in Chapters 631 and 672 of the 2025 Acts of Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	None	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-67 – Advance Health Care Directive Registry Amend Regulations following Periodic Review (2024)	
Brief Overview Amendments to align the regulations with current practice, conform language to the Form and Style Guidelines, clarify the documentation to be stored in the Advance Health Care Planning Registry, and specify who may access the documentation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-215 – Rules and Regulations Governing Health Data Reporting Amend Regulations following Periodic Review (2024)	
Brief Overview The regulatory action will combine two existing chapters (12VAC5-215 & 12VAC5-216) to better align the provisions with current practice & conform the regulations to the Form and Style Guidelines. 12VAC5-216 will be repealed and incorporated into 12VAC5-215.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-590 – Waterworks Regulations Amend Regulations following Periodic Review (2023)	
Brief Overview This action is being done in response to improvements in technology, external and internal feedback, and to improve clarity/style.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Regulatory text made more concise; changes based on technological improvements and new law.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) 5997/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-80 – Regulations for Administration of the Virginia Hearing Impairment Identification and Monitoring System Amend regulations following Periodic Review		
Brief Overview This action would update the existing regulations to remove outdated information; reflect recommended national best practices based on the Joint Committee on Infant Hearing; change the chapter title from Regulations for Administration of the Virginia Hearing Impairment Identification and Monitoring System to reflect more culturally inclusive language; and to clarify and adjust reporting requirements to meet national best practices.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-421 – Food Regulations Amend Regulations to address emerging business models and other elements not addressed by the FDA Food Code	
Brief Overview This action is intended to address Mobile Food Units, Temporary Food Establishments, Commissaries, and other minor administrative and substantive provisions requiring clarification	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-371 – Regulations for the Licensure of Nursing Facilities Promulgation of New Regulations regarding Nursing Home Intermediate Sanctions		
Brief Overview This action is being used to promulgate regulations for nursing home intermediate sanctions resulting from the enactment of Chapters 166 and 180 of the 2025 Acts of Assembly		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	November 2025	

Action/Stage or Guidance Document Forum ID (if available) 6183/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-501 – Rules and Regulations Governing the Construction and Maintenance of Migrant Labor Camps Amend Migrant Labor Camp Regulations Following Periodic Review 2023		
Brief Overview Proposed action to update criteria for migrant labor camps as a result of Periodic Review		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-613 – Regulations for Alternative Onsite Sewage Systems Amend regulations to implement Chapter 419 of the 2024 Virginia Acts of Assembly.		
Brief Overview Action to amend the regulations to include language from HB1431 of the 2024 General Assembly Session regarding approval of treatment level 3 devices.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	Allowance of additional devices, providing more pathways to compliance for regulants	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-407 – Procedures for the Submission of Health Maintenance Organization Quality of Care Performance Information Amendment Regulations following Periodic Review (2024)		
Brief Overview Updating criteria for migrant labor camps as a result of Periodic Review		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) 6112/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-481 – Virginia Radiation Protection Regulations		
Repeal and Replace Virginia's Radiation Protection Regulations		
Brief Overview This action is being used to repeal 12VAC5-481 and replace with a new chapter that will be re-organized for ease of understanding for regulants, eliminate unnecessary regulatory requirements, and update to better reflect current practices and emerging technologies in order to continue protecting the public from unnecessary radiation exposure.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) 6098/ Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-490 – Virginia Radiation Protection Regulations: Fee Schedule Amend Chapter 490 as a Result of Periodic Review	
Brief Overview This action is being used to increase fees assessed for x-ray registrations, state x-ray inspections, and the licensing of radioactive materials. Factors influencing this decision include inflation and an increase in operational costs. The fee schedule was last updated in February 2019.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-590 – Waterworks Regulations Amend Regulations in Response to Federal Rulemaking		
Brief Overview This action is being used to conform with the PFAS Rule, Code of Federal Regulations 42 CFR 141 and 142.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component	None	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-371 – Regulations for the Licensure of Nursing Facilities Promulgation of Nursing Home Fee Structure		
Brief Overview This action is being used to promulgate a fee structure for nursing homes pursuant to Chapters 254 and 265 of the 2025 Acts of Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-90 – Regulations for Disease Reporting and Control Amend Regulations Following Periodic Review (2024)	
Brief Overview This action will remove, edit, and add definitions as necessary to reflect current public health definitions and needs; modify the list of diseases that shall be reported and those required to report; modify sections on prenatal testing and the procedure for preventing ophthalmia neonatorum; reduce regulatory burden where possible; and other updates as necessary.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) 6558/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-431 – Sanitary Regulations for Hotels Amend Regulations as a result of Periodic Review (2022)		
Brief Overview Amend Hotel Regulations Following Periodic Review. Incorporate updates to the regulated industry, consideration of public comment, streamline regulatory language and requirements where possible, update form and style, and make additional updates as identified by subject matter experts.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	April 2026	

Action/Stage or Guidance Document Forum ID (if available) 6587/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-550 – Board of Health Regulations Governing Vital Records Amend Regulations following Periodic Review		
Brief Overview Removes regulations permitting cancellation of vital records (no statutory authority), establishes surrogacy regulations, updates Administrative Fee from \$10 to \$20, technical changes.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	April 2026	

Action/Stage or Guidance Document Forum ID (if available) 5947/ Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-71 – Regulations Governing Newborn Screening Services	
Amend Regulations as a Result of Periodic Review	
Brief Overview This action would amend the existing newborn screening regulation to update the text to remove outdated information and reflect recommended national best practices in newborn screening; identify the Newborn Screening Advisory Committee and remove the Virginia Genetics Advisory Committee as the advisory group for this regulation; and clarify reporting requirements.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-410 – Regulations for the Licensure of Hospitals in Virginia Promulgation of Hospital Fee Structure		
Brief Overview This action is being used to promulgate a fee structure for hospitals pursuant to Chapters 254 and 265 of the 2025 Acts of Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	April 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-105 – Rabies Regulations Amend Regulations following Periodic Review (2024)	
Brief Overview This action will amend the regulations to conform with § 3.2-6522 of the Code of Virginia following language added in Chapter 121 of the 2023 General Assembly Regular Session and to reduce regulatory burden where possible. The amendment will include language regarding local health director or designee access to confined animals, update rabies clinic data local health departments are required to report to the Department of Health annually and other updates as necessary.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	April 2026

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-418 – Prescribed Pediatric Extended Care Center Regulations		
Promulgation of New Regulations for Prescribed Pediatric Extended Care Centers		
Brief Overview This action is being used to promulgate a new regulatory chapter for Prescribed Pediatric Extended Care Centers		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This will be a brand-new chapter of regulation. Attention will be given to ensure that discretionary regulations are minimized while maintaining the goal of protecting public health and safety.	
Expected Date	April 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-403 – Certification of Doulas Update Certification of Doulas Regulations		
Brief Overview This action would amend the existing doula certification regulations, per stakeholder feedback. Specific updates are to be determined.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	April 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document Promulgation of new chapter Promulgate new regulations regarding the collection of data through the Statewide Sickle Cell Disease Registry, pursuant to Chapter 437 of the 2024 Virginia Acts of Assembly		
Brief Overview Conform to Chapter 437 of the 2024 Acts of Assembly, which requires the Board of Health to promulgate regulations necessary to collect sickle cell disease case information by the Commissioner for the Statewide Sickle Cell Disease Registry		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	May 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-150 – Regulations for the Sanitary Control of Storing, Processing, Packing or Repacking of Oysters, Clams and Other Shellfish Amend Regulations Following Periodic Review (2024)		
Brief Overview Amend chapter to include content from 12VAC5 -160 and 12VAC5 -165 and adopt sections from the National Shellfish Sanitation Program		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	May 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-160 - Regulations for the Sanitary Control of the Picking, Packing and Marketing of Crab Meat for Human Consumption Repeal Regulations Following Periodic Review (2024)		
Brief Overview Repeal chapter and move requirements into 12VAC5-150		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	May 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-165 - Regulations for the Repacking of Crab Meat Repeal Regulations Following Periodic Review (2024)		
Brief Overview Repeal chapter and move requirements into 12VAC5-150		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	May 2026	

Action/Stage or Guidance Document Forum ID (if available) 6709/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-391 – Regulations for the Licensure of Hospice Amend Regulations following Periodic Review		
Brief Overview Amendments to these regulations are necessary to conform to the Form, Style, and Procedure manual maintained by the Virginia Registrar of Regulations and conform to current industry standards regarding hospice care.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	TBD	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) 5819/ Not available	
Title of Proposed Regulatory Action or Guidance Document 12VAC5-219 – Prescription Drug Price Transparency Regulation	
Promulgation of New Regulation to Implement Chapter 304 of the 2021 Acts of Assembly, Special Session I	
Brief Overview Promulgation of the new regulations is in response to enactment of Chapter 304 of the 2021 Acts of Assembly, Special Session I, which implements a new requirement directing the VDH to collect, audit, and report prescription drug price information, and imposes civil penalties on health carriers, pharmacy benefits managers, wholesale managers and distributors, and manufacturers which fail to report the required information. The final stage of this regulatory action will establish permanent regulations to replace the previous emergency regulations which have expired.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	TBD
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6324/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-375 – Certified Nursing Facility Staffing Standards Regulation		
Promulgation of New Regulation to Implement Chapters 482 and 483 of the 2023 Acts of Assembly		
Brief Overview This action is being used to promulgate regulations for staffing standards for certified nursing facilities		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	TBD	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) 6169/ Not available		
Title of Proposed Regulatory Action or Guidance Document 12VAC5-218 – Rules and Regulations Governing Outpatient Health Data Reporting Amend Regulations Following the 2019 Periodic Review		
Brief Overview Amendments will specify the requirements related to the reporting of outpatient patient level data and align the regulations with the current outpatient data reporting landscape.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	TBD	
Expected Date	June 2026	

Virginia Department of Social Services (VDSS)

Total Regulatory Actions for FY26 = 14

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Reduce Discretionary Requirements for Standards for Licensed Independent Homes	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-141, Minimum Standards for Licensed Independent Foster Homes. Currently there are no homes subject to this chapter. The agency intends to amend the chapter to reduce regulatory burden.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific deregulatory components identified include removing duplicative requirements within the regulation.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Reduce Discretionary Requirements for Standards for Licensed Children's Residential Facilities and Add Office of Children's Ombudsman	
Brief Overview	
Legislation passed during the 2024 Regular Session will require the State Board of Social Services to amend 22VAC40-151, Standards for Licensed Children's Residential Facilities. Chapter 280 of the 2024 Acts of Assembly authorizes the Office of Children's Ombudsman to request that children's residential facilities grant access and provide consent to interview children in foster who are subject of or the complainant in an investigation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific deregulatory components identified include removing the verification requirement for applicants for certain positions, removing the wilderness campsite program requirements, and removing duplicative requirements within the regulation and from the Code of Virginia.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Reduce Discretionary Requirements for Standards for Licensed Child Placing Agencies	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-131, Standards for Licensed Child-Placing Agencies. The agency intends to amend the regulation to reduce regulatory burden.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific deregulatory components identified include removing duplicative requirements within the regulation and from other regulations and the Code of Virginia.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Reduce Discretionary Requirements for Minimum Standards for Licensed Child Caring Institutions	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-100, Minimum Standards for Licensed Child Caring Institutions. The agency intends to amend the regulation to reduce regulatory burden.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific deregulatory components identified include revising definitions to match Code of Virginia definitions, updating the name of current state agencies and the Code of Virginia citations, revising staff qualifications to current degree terms, and removing duplicative requirements within the regulation and other regulations.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available	
Title of Proposed Regulatory Action or Guidance Document Exempt Action to Extend Application Period for LIHEAP-2025 Legislation	
Brief Overview This regulatory action is authorized by Item 330 C. of the 2025 Appropriations Act and will allow applications for the Low-Income Home Energy Assistance Program (LIHEAP) to be submitted over an application period that provides adequate time for individuals to apply and is extended beyond the current application period in effect as of July 1, 2024, provided adequate funding is available to extend such application period.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	N/A
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) 6506/10385	
Title of Proposed Regulatory Action or Guidance Document Reduce Discretionary Requirements for Standards & Regulations for Licensed Adult Day Care and Follow Up to Periodic Review	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-61, Standards and Regulations for Licensed Adult Day Care Centers. A 2024 periodic review concluded with the decision to amend the regulation in response to public comment and to remove regulatory burden.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific deregulatory components identified include amending the requirements for the designated activities staff person, amending the incident report record requirements, removing outdated training program language and removing requirements that are duplicated in the Code or another regulation. burdens that do not impact the quality of life of participants. Areas of concern noted in public comment included but were not limited to discharge requirements, transportation, staff qualifications and first aid/CPR.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) 6132/10251	
Title of Proposed Regulatory Action or Guidance Document Amend Sections to Add Appeal Process for Discharge	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-61, Standards and Regulations for Licensed Adult Day Care Centers. Amendments are required to implement Chapter 706 of the 2022 Acts of Assembly, which required establishing an appeals process for involuntary discharge from ALFs.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) 6676/10635	
Title of Proposed Regulatory Action or Guidance Document Amend General Procedures & Information for Licensure	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-80, General Procedures and information for Licensure. The agency intends to amend the regulation to reduce regulatory burden.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific deregulatory components identified include removing requirements that are duplicated in the Code or another regulation. Public comment will also be considered during the review.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available) 5370/9388	
Title of Proposed Regulatory Action or Guidance Document Amend Standards for Licensed Children's Residential Facilities	
Brief Overview The State Board of Social Services is amending 22VAC40-151, Standards for Licensed Children's Residential Facilities. Proposed amendments align with the federal Preventing Sex Trafficking and Strengthening Families Act of 2014 and the Family First Prevention Services Act of 2018.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	N/A
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) 6675/10634	
Title of Proposed Regulatory Action or Guidance Document Rename Program and Modify Local Reimbursement Formula	
Brief Overview The State Board of Social Services is authorized to promulgate regulations for 22VAC40-325, Fraud Reduction/Elimination Effort. Updates are being made to change the name of the program and update the allocation formula to one that is performance-based.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed RAule ☒ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	N/A
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) 6410/10241	
Title of Proposed Regulatory Action or Guidance Document Minimum Liability Insurance for Assisted Living Facilities	
Brief Overview The State Board of Social Services is amending 22VAC40-73, Standards for Licensed Assisted Living Facilities. Legislation passed during the 2023 Regular Session required the State Board of Social Services to promulgate an emergency regulation. Chapter 580 of the 2023 Acts of Assembly established minimum amounts of liability insurance based on the size of the facility. An enactment clause exempts assisted living facilities from the provisions of the act and resulting regulations until 180 days pass following the effective date of the regulations.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	N/A
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document TANF Debt Compromise	
Brief Overview Va. Code § 63.2-1908 states that “Any payment of public assistance money made to or for the benefit of any dependent child or children or their custodial parent creates a debt due and owing to the Department by the person or persons who are responsible for support of such children or custodial parent in an amount equal to the amount of public assistance money so paid.” In other words, the Division of Child Support Enforcement collects child support to reimburse TANF debt. Va. Code § 63.2-1908.1 states that “The Department may establish and operate an arrears compromise program pursuant to which it may compromise child support arrears and interest accrued thereon owed to the Commonwealth for reimbursement of public assistance paid. The program shall take into consideration the obligor's ability to pay.” The program offers a reduction in arrearages to parents who complete certain case action steps, show payment consistency, or make large lump-sum payments. The Office of the Attorney General has recommended that the Division request that the State Board issue regulations to clarify the rights and responsibilities of parties under a compromise program. The Division is revamping its policy in 2025; therefore, we can expect to initiate an action in early 2026.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Currently, the agency provides notice to the public of the debt compromise program through its public guidance document. Issuing the regulation may increase the agency’s regulatory burden on the public and on DSS.
Expected Date	February 2026

Action/Stage or Guidance Document Forum ID (if available) 5369/9698	
Title of Proposed Regulatory Action or Guidance Document Amend Standards for Licensed Child-Placing Agencies	
Brief Overview The State Board of Social Services is amending 22VAC40-131, Minimum Standards for Licensed Private Child Placing Agencies. Proposed amendments are intended to bring the regulation into alignment with the federal Preventing Sex Trafficking and Strengthening Families Act of 2014 and the Family First Prevention Services Act of 2018. This regulatory action will also align with applicable requirements other DSS regulations.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☒ Discretionary action
Deregulatory Component	N/A
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) 6155/9883	
Title of Proposed Regulatory Action or Guidance Document Amend Standards for Assisted Living Facilities	
Brief Overview The State Board of Social Services is amending 22VAC40-73, Standards for Licensed Assisted Living Facilities. This action will simplify and clarify language, improve definitions, and make technical edits for ease of understanding and any other changes deemed necessary after public comment and review. The action will include regulatory reduction.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Specific amendments have not yet been identified.
Expected Date	June 2026

Secretariat of Labor

Virginia Department of Labor and Industry (DOLI)

Total Regulatory Actions for FY26 = 3

Action/Stage Action 6575/Final Stage Virginia Regulatory Town Hall View Action	
Title of Proposed Regulatory Action Public Employee Union Membership Authorization and Solicitation – 16 VAC 15-70	
Brief Overview This final regulation is intended to: 1) make clear that the statutory requirements that currently apply to any union elections apply to union elections involving local government employees; 2) make clear that current proscriptions on private employer methods for collecting union dues apply to local government employers who collect union dues; 3) make clear that the statutory requirements that currently apply to solicitation of union membership during work hours apply to solicitation of local government employees; and 4) identify statutory provisions for assuring compliance with the requirements of the chapter.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	July 2025

Action/Stage Action 6757/Final Stage Virginia Regulatory Town Hall View Action	
Title of Proposed Regulatory Action Amendments to Federal Identical General Industry Standards Safety and Health Program – 16 VAC 25-90	
Brief Overview This action is necessary to meet the requirements of federal law and is therefore exempt from the requirements of the Administrative Process Act (APA) under §2.2-4006.A.4(c). On May 20, 2024, a final rule was issued by amending the Hazard Communication Standard (HCS) that became effective July 19, 2024. On October 9, 2024, OSHA issued a corrections notice and technical amendment to correct errors in that final rule. OSHA made corrections to the regulatory text and appendices to the HCS that mainly include classification of hazardous chemicals and information presented on labels and Safety Data Sheets (SDSs).	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☐ Discretionary action
Deregulatory Component	
Expected Date	July 2025

Action/Stage Action 6758/Final Stage Virginia Regulatory Town Hall View Action	
Title of Proposed Regulatory Action Amendments to Federal Identical Construction Industry Standards Safety and Health Program – 16 VAC 25-175	
Brief Overview This action is necessary to meet the requirements of federal law and is therefore exempt from the requirements of the Administrative Process Act (APA) under §2.2-4006.A.4(c). OSHA is revising §1926.95(c)1 (the Construction Industry Standard for Personal Protective Equipment (PPE)) to state that employers must ensure that all PPE: (1) is of safe design and construction for the work to be performed; and (2) is selected to ensure that it properly fits each affected employee. The Department of Labor and Industry is filing this exempt regulatory action to amend Virginia regulation 16VAC25-175 to reflect the changes made to the federal OSHA requirements.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	July 2025

Virginia Department of Professional and Occupational Regulation (DPOR)

Total Regulatory Actions for FY26 = 40

Action/Stage or Guidance Document Forum ID (if available) Action 6440 / Stage 10294		
Title of Proposed Regulatory Action or Guidance Document General Review of Virginia Professional Boxing and Wrestling Events Regulations		
Brief Overview The Department of Professional and Occupational Regulation is undertaking a general review of the Virginia Professional Boxing and Wrestling Events Regulations (18VAC120-40). The regulation contains the requirements for the licensure of boxers, martial artists, wrestlers, managers, matchmakers, promoters, trainers, seconds, and cut men; and provides for the licensing of, and conduct standards for, boxing, martial arts, and wrestling events. The review is being conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). It is anticipated that during FY 2026, the Department will adopt proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	As part of this action, the Department is reviewing discretionary requirements imposed on regulated parties to determine whether such requirements impose burdens that are not necessary to protect the public health, safety, and welfare; or are not necessary to effectively administer the licensure program.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document Licensure of Body-Piercing Schools (Tentative)		
Brief Overview The Board for Barbers and Cosmetology is undertaking a regulatory action to amend the Body-Piercing Regulations (18VAC41-60) to establish licensure requirements for (i) body-piercing schools and (ii) ear-piercing schools. Under current statute, no person, firm, or corporation is permitted to operate a school of body-piercing unless licensed by the Board pursuant to its regulations. Effective July 1, 2025, this licensure requirement will apply to schools of ear-piercing. The action is expected to establish the (i) minimum requirements for licensure of body-piercing and ear-piercing schools; (ii) standards for body-piercing and ear-piercing school curricula; (iii) requirements for maintaining and renewing licenses; and (iv) standards of practice for body-piercing and ear-piercing schools. A regulatory review committee of the Board is developing the regulation. In May 2025, the Board authorized a Notice of Intended Regulatory Action.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	Establishes a new pathway to licensure for body-piercers and ear-piercers.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document HB 2669 Amendment (Tentative)		
Brief Overview The Board for Barbers and Cosmetology intends to amend the Barbering and Cosmetology Regulations (18VAC41-20) to implement the provisions of Chapter 102 of the 2025 Acts of Assembly (HB 2669). The legislation amends the definitions of cosmetologist and cosmetology to clarify that cosmetic treatments are not included in such definitions. In May 2025, the Board adopted amendments to the regulation which will revise the curriculum standards for licensed cosmetology schools to align these standards with the statutory changes.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document HB 2680/SB 1419 Amendment (Tentative)		
Brief Overview The Board for Barbers and Cosmetology intends to amend the Body-Piercing Regulations (18VAC41-60) to implement the provisions of Chapters 308 (HB 2680) and 322 (SB 1419) of the 2025 Acts of Assembly. The legislation provides for the licensure of ear-piercing salons, ear-piercing schools, and ear piercers. The legislation also requires the Board to establish training and apprenticeship programs for ear-piercers. In May 2025, the Board adopted amendments to the regulation which will establish the (i) requirements and qualifications for licensure of ear piercers and ear-piercing salons; and (ii) standards for ear-piercer apprenticeship programs.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This legislation created a new sub-license for body-piercing. The regulations will establish minimum standards for this new license, reducing the barriers to entry into the ear-piercing profession.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document HB 1707/SB 1059 Amendment	
Brief Overview The Board for Contractors will be initiating an exempt rulemaking to amend the Board for Contractors Regulations (18VAC50-22) to comport the regulation with Chapters 127 (HB 1707) and 133 (SB 1059) of the 2025 Acts of Assembly. The legislation amends provisions of statute related to the Virginia Contractor Transaction Recovery Fund. The action would remove a provision from the regulation that mandates that recovery fund assessments paid at the time of application for licensure be refunded to applicants that do not become licensed.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	None.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document HB 2573/SB 1245 Amendment (Tentative)		
Brief Overview The Department of Professional and Occupational Regulation anticipates initiating an exempt rulemaking to amend the Virginia Professional Boxing and Wrestling Events Regulations (18VAC120-40) to comport with Chapters 95 (HB 2573) and 111 (SB 1245) of the 2025 Acts of Assembly. The legislation provides that a physician examining a boxer, martial artist, or professional wrestler prior to such athlete entering the ring must have held a license to practice medicine for at least three years in any jurisdiction of the United States and must be currently licensed to practice medicine in the Commonwealth.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	Reduces the restrictiveness of the current requirement which mandates that physicians be licensed in Virginia for at least five (5) years.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6366 / Stage 10656	
Title of Proposed Regulatory Action or Guidance Document General Review of Regulations Governing Polygraph Examiners	
Brief Overview The Department of Professional and Occupational Regulation is undertaking a general review of the Regulations Governing Polygraph Examiners (18VAC120-30). The regulation contains the requirements for the licensure of polygraph examiners, the registration of polygraph examiner interns, and approval of polygraph schools. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for regulants and approved schools. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In January 2025, the Department adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Allow for all American Polygraph Association accredited training programs to be considered “DPOR-approved.” • Reducing the amount of time from three (3) to two (2) years for which a licensee must hold a license before becoming eligible to act as a supervisor of a polygraph intern. • Removing a requirement that an individual seeking licensure by reciprocity be actively engaged in the practice of polygraphy for at least 12 months.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document HB 2154/SB 1310 Amendment (Tentative)	
Brief Overview The Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects intends to amend the Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects Regulations (18VAC10-20) to implement the provisions of Chapters 534 (HB 2154) and 541 (SB 1310) of the 2025 Acts of Assembly. The legislation requires the Board to adopt regulations establishing work and education experience equivalencies that provide an alternative to the requirement of a professional degree in architecture from a program accredited by the National Architectural Accrediting Board (NAAB). In April 2025, the Board authorized the formation of a regulatory review committee to develop changes to the regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The regulatory action would establish alternative work and education experience requirements to the requirement of a professional degree in architecture from a program accredited by the NAAB.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document Maintenance of Insurance (Tentative)		
Brief Overview The Virginia Board for Asbestos, Lead, And Home Inspectors plans to amend the Home Inspector Licensing Regulations (18VAC15-40) to address the maintenance of insurance required by 18VAC15-40-30 for home inspector licensure. A home inspector is required to obtain general liability insurance with minimum limitations of \$250,000 per occurrence. A business liability insurance policy or a commercial general liability insurance policy with minimum limits of \$250,000 may be considered to meet such requirement, so long as the home inspector is listed as an additional insured. A home inspector is required to report the cancellation, amendment, expiration, or any change in the policy to the Board. However, the regulation does not clearly obligate a home inspector to maintain this insurance policy. The action would amend 18VAC15-40-160 to include a provision requiring a home inspector to maintain this insurance policy.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6339 / Stage 10647		
Title of Proposed Regulatory Action or Guidance Document General Review of Barbering and Cosmetology Regulations		
Brief Overview The Board for Barbers and Cosmetology is undertaking a general regulatory review of the Barbering and Cosmetology Regulations (18VAC41-20). The regulation contains the requirements for obtaining licensure as a barber, master barber, nail technician, wax technician, and cosmetology practitioner; licensure for facilities for these professions; school licenses for these professions; and certification as an instructor. The regulation also provides for renewal requirements, and standards of practice and conduct to ensure minimum competency of all regulants and applicants. The regulation provides for renewal and reinstatement of licenses and certifications. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In April 2024, the Board adopted proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	• Reducing the number of minimum hours of required training for individuals to become licensed as a barber or master barber. • Reducing the restrictiveness of entry requirements for licensure or certification for individuals with a prior criminal history. • Reducing the stringency of requirements for individuals to become re-licensed after expiration of a license.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6344 / Stage 10657	
Title of Proposed Regulatory Action or Guidance Document General Review of Esthetics Regulations	
Brief Overview The Board for Barbers and Cosmetology is undertaking a general regulatory review of the Esthetics Regulations (18VAC41-70). The regulation contains the requirements for obtaining licensure as an esthetician or master esthetician; licensure for facilities for these professions; school licenses for these professions; and certification as an instructor. The regulation provides for renewal and reinstatement of licenses and certifications. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In April 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	- Reducing the restrictiveness of entry requirements for licensure or certification for individuals with a prior criminal history. - Reducing the stringency of requirements for individuals to become re-licensed after expiration of a license. - Removing unnecessary requirements related to minimum equipment for esthetics schools.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document Esthetics & Master Esthetics Training Hours Review (Tentative)	
Brief Overview The Board for Barbers and Cosmetology intends to undertake a review of the training requirements for the esthetics and master esthetics licenses in the Esthetics Regulations (18VAC41-70). The Board is expected to review the training topics, training hours, and performances standards for schools in the esthetics and master esthetics curriculum. A regulatory review committee of the Board is developing the regulation.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	As part of this action, the Board will review requirements imposed on regulated parties to determine whether such requirements impose burdens that are not necessary to protect the public health, safety, and welfare; or are not necessary to effectively administer the licensure program.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6303 / Stage 10668	
Title of Proposed Regulatory Action or Guidance Document General Review of Hearing Aid Specialists Regulations	
Brief Overview The Board for Hearing Aid Specialists and Opticians is undertaking a general regulatory review of the Hearing Aid Specialists Regulations (18VAC80-20). The regulation contains the requirements for obtaining licensure as a hearing aid specialist. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for licensees. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In January 2024, the Board adopted a proposed regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	- Reducing the restrictiveness of entry requirements for licensure for individuals with a prior criminal history. - Reducing the stringency of requirements for individuals seeking to qualify for licensure as a hearing aid specialist by endorsement. - Removing unnecessary requirements from the standards of practice and conduct.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6304 / Stage 10649	
Title of Proposed Regulatory Action or Guidance Document General Review of Opticians Regulations	
Brief Overview The Board for Hearing Aid Specialists and Opticians is undertaking a general regulatory review of the Opticians Regulations (18VAC80-30). The regulation contains the requirements for obtaining licensure as an optician and approval of review courses. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for licensees. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In January 2024, the Board adopted a proposed regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Reduces the restrictiveness of entry requirements for licensure for individuals with a prior criminal history. • Removal of a registration requirement for voluntary practice by out-of-state licensees. • Reduces the restrictiveness of standards for approval of Board-approved reinstatement courses.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available)		
Not Available.		
Title of Proposed Regulatory Action or Guidance Document		
2025 Legislative Amendments		
Brief Overview		
The Real Estate Board will be initiating an exempt rulemaking to amend the Virginia Real Estate Board Licensing Regulations (18VAC135-20) to comport with the following legislation: • Chapters 122 and 129 of the 2025 Acts of Assembly. • Chapters 479 and 495 of the 2025 Acts of Assembly. • Chapters 463 and 466 of the 2025 Acts of Assembly. Chapters 122 (HB 1653) and 129 (SB 785) prohibit the Board from charging a fee to a real estate licensee for the transfer of such licensee between offices within a licensed real estate firm, including from such firm's primary place of business to one of its branch offices or from a branch office to another branch office under the same primary place of business. Chapters 479 (HB 1684) and 495 (SB 1309) repeal the provision providing that, notwithstanding any other provision of law requiring written brokerage agreements or governing the duties of licensees, nothing will be construed to require that a written agreement between a licensee and a prospective buyer or tenant be executed prior to the licensee's showing properties to the prospective buyer. The legislation also provides that a licensee engaged by a seller or landlord will not be required to show property to a prospective buyer when such showing is conducted pursuant to and in accordance with a brokerage agreement entered into with a seller or landlord client. Chapters 463 (HB 2557) and 466 (SB 993) clarify that the provisions related to real estate brokers, salespersons, and rental location agents do not apply to any person employed by a licensed real estate broker for and on behalf of the owner of any real estate or the improvements thereon that the licensed broker has contracted to manage for the owner if the actions of such employee are limited to (i) accepting and signing broker-approved rental agreements, state or federal required disclosures, and any documents required for compliance with Virginia Fair Housing Law related to such rental transaction and (ii) accepting security deposits, periodic rent, and other payments contracted for in the rental agreement for such real estate.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	• Exempts licensees who are transferring between offices within the same licensed real estate brokerage from the requirement to pay a fee to the Board for processing of the transfer transaction. This will provide cost savings to regulants.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document Training Program Amendment		
Brief Overview The Real Estate Board plans to amend 18VAC135-20-360 of the Virginia Real Estate Board Licensing Regulations (18VAC135-20), which provides for the standards for certification of proprietary schools, qualifications for the certification of instructors for pre-license education courses, and approval of education courses. This action would amend this section of the regulation to (i) provide that an education course approval will expire three years from the last day of the month in which the approval was issued; and (ii) provide that schools must appropriately update course materials to reflect changes in applicable law or regulation when such changes take effect. Such changes would not require separate approval from the Board.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6285 / Stage 10540	
Title of Proposed Regulatory Action or Guidance Document General Review of Waterworks and Wastewater Works Operators Licensing Regulations	
Brief Overview The Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals is undertaking a general regulatory review of the Waterworks and Wastewater Works Operators Licensing Regulations (18VAC160-30). The regulation contains the requirements for obtaining licensure as a waterworks or wastewater works operator, and approval of training courses. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for licensees. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In January 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	- Increasing from 12 months to 24 months the period of time an applicant has to pass the license examination once approved by the Board to sit for the examination. - Reducing the restrictiveness of entry requirements for licensure or certification for individuals with a prior criminal history. - Reducing the restrictiveness of entry experience requirements for most classes of waterworks operator and wastewater works operator licenses. - Increasing from 12 months to 24 months the period of time a licensee is eligible to reinstate an expired license. - Reducing the number of continuing education (CE) hours required for renewal of most waterworks operator and wastewater works operator licenses.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5961 / Stage 10673		
Title of Proposed Regulatory Action or Guidance Document General Review of Onsite Sewage System Professionals Licensing Regulations		
Brief Overview The Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals is undertaking a general regulatory review of the Onsite Sewage System Professionals Licensing Regulations (18VAC160-40). The regulation contains the requirements for obtaining licensure as an onsite sewage system installer, onsite sewage system operator, and onsite soil evaluator, including requirements specific to those who work with conventional and alternative types of onsite sewage systems, and approval of training courses. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for licensees. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In October 2024, the Board adopted proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	- Increasing from 12 months to 24 months the period of time an applicant has to pass the license examination once approved by the Board to sit for the examination. - Reducing the restrictiveness of entry requirements for licensure or certification for individuals with a prior criminal history. - Reducing the restrictiveness of entry experience requirements for onsite sewage system installers, onsite sewage system operators, and onsite soil evaluators. - Increasing from 12 months to 24 months the period of time a licensee is eligible to reinstate an expired license. - Reducing the number of continuing education (CE) hours required for renewal of most types of licenses.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6177 / Stage 10603	
Title of Proposed Regulatory Action or Guidance Document 2023 General Review	
Brief Overview The Virginia Board for Asbestos, Lead, And Home Inspectors is undertaking a general regulatory review of the Virginia Asbestos Licensing Regulations (18VAC15-20). The regulation contains the requirements for obtaining licensure as an asbestos worker, supervisor, contractor, inspector, management planner, project monitor, project designer, or asbestos analytical laboratory, and for approval of accredited asbestos training programs. The regulation provides for renewal and reinstatement of licenses and training program approvals. The regulation also provides for the standards of practice and conduct for licensees and accredited training programs. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). As a result of its review, the Board adopted a proposed new regulation, Asbestos Licensing Regulations (18VAC15-21), which will replace the current regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Reducing the restrictiveness of entry experience requirements for asbestos inspector, asbestos management planner, and asbestos project designer licenses. • Streamlining the requirements for a firm to obtain and maintain an asbestos contractor license. • Reducing the stringency of reporting requirements for asbestos analytical laboratories. • Amending the conflict-of-interest provisions in the standards of practice and conduct to increase flexibility for asbestos contractors and asbestos analytical laboratories.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5659 / Stage 9707		
Title of Proposed Regulatory Action or Guidance Document Fee Adjustment		
Brief Overview The Auctioneers Board is amending the Regulations of the Virginia Auctioneers Board (18VAC25-21) to adjust its licensing fee structure. The Board must establish fees adequate to support the costs of the Board operations and a proportionate share of the Department's operations. By the close of the next biennium, fees will not provide adequate revenue for those costs. In January 2025, the Board adopted a final regulation.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6687 / Stage 10665		
Title of Proposed Regulatory Action or Guidance Document Cosmetology Compact Amendment		
Brief Overview The Board for Barbers and Cosmetology anticipates adopting a proposed regulation to amend the Barbering and Cosmetology Regulations (18VAC41-20) to implement Chapter 281 of the 2024 Acts of Assembly (HB 322). The legislation creates a multistate license to allow for the uninterrupted practice of cosmetology between member states and supporting the relocation of military members and their spouses by enabling continuation of practice. In January 2025, the Board adopted an emergency regulation, which became effective in April 2025. The Board will propose a permanent regulation to replace the emergency regulation.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	The compact allows for the creation of a multi-state cosmetology license that would be accepted as a universal credential among the member states of the compact. The changes to the regulation would implement the multi-state licensure scheme in Virginia. Individuals holding a multi-state license would not be required to obtain a new license when practicing in Virginia.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6338 / Stage 10457		
Title of Proposed Regulatory Action or Guidance Document General Review of Board for Branch Pilots Regulations		
Brief Overview The Board for Branch Pilots is undertaking a general regulatory review of the Board for Branch Pilots Regulations (18VAC45-20). The regulation contains the requirements for obtaining licensure as a branch pilot or limited branch pilot. The regulation provides for renewal of licenses. The regulation also provides for the standards of practice and conduct for regulants, and requirements for random chemical testing of pilots. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In March 2024, the Board adopted a proposed regulation.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	• Remove unnecessary requirements for licensure as a full branch pilot. • Allow branch pilots with a full branch pilot license for the branch of Sea to Wolf Trap to qualify for an extension of route for the waters of the Chesapeake Bay from Wolf Trap to Smith Point, without requiring an additional federal first-class pilot endorsement. • Streamlining provisions in the prohibited acts to reduce requirements.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6442 / Stage 10672	
Title of Proposed Regulatory Action or Guidance Document General Review of Cemetery Board Rules and Regulations	
Brief Overview The Cemetery Board is undertaking a general regulatory review of the Cemetery Board Rules and Regulations (18VAC47-20). The regulation contains the requirements for obtaining licensure for cemetery companies and registration of sales personnel. The regulation provides for renewal and reinstatement of licenses and certificates. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In September 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Reducing the stringency of requirements for individuals to qualify as a compliance agent or compliance agent designee for a licensed cemetery company, including reducing required training by 50%. • Reducing the stringency of requirements for individuals to qualify as a trustee for a perpetual care or preneed trust fund, including reducing required experience by 60%. • Removing a rule that prohibits registered cemetery sales personnel from transferring from one cemetery company to another.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 5734 / Stage 10702	
Title of Proposed Regulatory Action or Guidance Document General Review of Common Interest Community Manager Regulations	
Brief Overview The Common Interest Community Board is undertaking a general regulatory review of the Common Interest Community Manager Regulations (18VAC48-50). The regulation contains the requirements for obtaining licensure for common interest community manager firms and certification of principal or supervisory employees, and approval of training programs. The regulation provides for renewal and reinstatement of licenses and certificates. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In December 2023, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Extending the period of licensure for common interest community manager firms from one (1) year to two (2) years. • Extending the period for reinstatement of licenses and certificates from six (6) months to one (1) year.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6430 / Stage 10679	
Title of Proposed Regulatory Action or Guidance Document General Review of Fair Housing Certification Regulations	
Brief Overview The Fair Housing Board is undertaking a general regulatory review of the Fair Housing Certification Regulations (18VAC62-20). The regulation contains the requirements for obtaining certification and for approval of proprietary schools and fair housing courses. The regulation provides for renewal of certificates, schools, and courses. The regulation also provides for the standards of conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In August 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Eliminates unnecessary requirements for proprietary schools to demonstrate to the Board that they are financially responsible and receive approval from the Board.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document Guidance Document 6171: Pumping of Alternative Onsite Sewage Systems	
Brief Overview The Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals intends to repeal an existing guidance document associated with the Onsite Sewage System Professionals Licensing Regulations (18VAC160-40), which provides for the Board's policy pertaining to conventional onsite sewage system operators pumping alternative onsite sewage systems. This guidance will be incorporated into the regulation, making the guidance document no longer necessary.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☒ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Reduces the number of the agency's guidance document pages by three (3) pages. This is the equivalent of 750 words being eliminated.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6367 / Stage 10711	
Title of Proposed Regulatory Action or Guidance Document General Review of Virginia Lead-Based Paint Activities Regulations	
Brief Overview The Virginia Board for Asbestos, Lead, And Home Inspectors is undertaking a general regulatory review of the Virginia Lead-Based Paint Activities Regulations (18VAC15-30). The regulation contains the requirements for obtaining licensure as a lead worker, supervisor, contractor, inspector, risk assessor, or project designer, and for approval of accredited lead training programs. The regulation provides for renewal and reinstatement of licenses and training program approvals. The regulation also provides for the standards of practice and conduct for licensees and accredited training programs; and standards for conducting lead-based paint activities to protect the public. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In May 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Reducing entry requirements for a firm to obtain a lead contractor license. • Removing unnecessary curriculum requirements for providers of accredited lead training programs. • Removing unnecessary and burdensome provisions from the standards of practice and conduct.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6342 / Stage 10697		
Title of Proposed Regulatory Action or Guidance Document General Review of Tattooing Regulations		
Brief Overview The Board for Barbers and Cosmetology is undertaking a general regulatory review of the Tattooing Regulations (18VAC41-50). The regulation contains the requirements for obtaining licensure as a tattooer, limited term tattooer, permanent cosmetic tattooer, or master permanent cosmetic tattooer; licensure for facilities for this profession; school licenses for this profession; and certification as an instructor. The regulation provides for renewal and reinstatement of licenses and certifications. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In April 2024, the Board adopted proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	- Reducing the restrictiveness of entry requirements for licensure for individuals with a prior criminal history. - Reducing the stringency of requirements for individuals to become re-licensed after expiration of a license. - Allowing for the licensure of mobile tattoo shops and salons.	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6343 / Stage 10762		
Title of Proposed Regulatory Action or Guidance Document General Review of Body-Piercing Regulations		
Brief Overview The Board for Barbers and Cosmetology is undertaking a general regulatory review of the Body-Piercing Regulations (18VAC41-60). The regulation contains the requirements for obtaining licensure as a body-piercer; licensure for facilities for this profession; and apprenticeship programs for this profession. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In April 2024, the Board adopted proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	• Reducing the restrictiveness of entry requirements for licensure for individuals with a prior criminal history. • Reducing the stringency of requirements for individuals to become re-licensed after expiration of a license. • Allowing for the licensure of mobile body-piercing salons.	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document Guidance Document 7116: Cemetery Board Criminal History Review Matrix	
Brief Overview The Cemetery Board intends to amend an existing guidance document associated with the Cemetery Board Rules and Regulations (18VAC47-20). The guidance document establishes criteria for prior criminal convictions and prior disciplinary actions disclosed on licensing and registration applications that do not require review by the Board. As a result of amendments to its regulations, the Board anticipates revising provisions of the guidance document to reflect and complement changes made to criminal history disclosure requirements.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☒ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The amendments to the guidance document would allow agency staff to approve applications for applicants for licensure or registration who have prior criminal convictions that fall within the criteria established by the Board without requiring such applicants to have their applications considered by the Board, a process that can take several months. Such applicants who otherwise meet the requirements and qualifications for licensure could receive licenses sooner under this revised guidance.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6354 / Stage 10701		
Title of Proposed Regulatory Action or Guidance Document General Review of Common Interest Community Association Registration Regulations		
Brief Overview The Common Interest Community Board is undertaking a general regulatory review of the Common Interest Community Association Registration Regulations (18VAC48-60). The regulation implements the requirements and duties imposed upon the Common Interest Community Board by Virginia law, including Article 2 of Chapter 23.3 (§ 54.1-2354.1 et seq.) of Title 54.1 of the Code of Virginia, which establishes the Common Interest Community Information Management Fund. The regulation prescribes when and how common interest community associations (property owners' associations, condominium unit owners' associations, and proprietary lessees' associations in real estate cooperatives) are to register with the Board by filing an annual report in accordance with Chapters 18, 19, and 21 of Title 55.1 of the Code of Virginia, respectively. The regulation establishes registration application filing fees, procedures for obtaining and renewing registrations, and requirements for updating registration information. The review is being conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In October 2024, the Board adopted proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	Provide for the Board to electronically send, instead of mail, renewal notices to common interest community associations.	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6447 / Stage 10758	
Title of Proposed Regulatory Action or Guidance Document General Review of Real Estate Appraiser Board Rules and Regulations	
Brief Overview The Real Estate Appraiser Board is undertaking a general regulatory review of the Real Estate Appraiser Board Rules and Regulations (18VAC130-20). The regulation contains the requirements for obtaining licensure as a certified general real estate appraiser, certified residential real estate appraiser, licensed residential real estate appraiser, or appraiser trainee; approval of appraiser education courses; and certification as an appraisal education instructor. The regulation provides for renewal and reinstatement of licenses and certifications. The regulation also provides for the standards of practice and conduct for regulants and Board-approved education courses. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In June 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	• Increase the time period for an applicant to take and pass the Board-approved license examination once approved to the examination from 12 months to 24 months, • Revise qualifications for certification of pre-licensure education instructors to allow individuals to qualify based on experience as an instructor or teacher, instead of requiring a baccalaureate degree. • Increase from one (1) year to two (2) years the timeframe that regulants have to reinstate an expired credential.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6431 / Stage 10684	
Title of Proposed Regulatory Action or Guidance Document General Review of Appraisal Management Company Regulations	
Brief Overview The Real Estate Appraiser Board is undertaking a general regulatory review of the Appraisal Management Company Regulations (18VAC130-30). The regulation contains the requirements for obtaining licensure as an appraisal management company. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for licensees. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In June 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Reduce the stringency of requirements for disclosure of prior criminal history.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6394 / Stage 10781		
Title of Proposed Regulatory Action or Guidance Document General Review of Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects Regulations		
Brief Overview The Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects is undertaking a general regulatory review of the Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects Regulations (18VAC10-20). The regulation contains the requirements for obtaining licensure or certification for individuals in each of the regulated professions and for registration of business entities. The regulation provides for renewal and reinstatement of licenses, certificates, and business entity registrations. The regulation also provides for the standards of practice and conduct for regulants. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In August 2024, the Board adopted proposed amendments to the regulation resulting from its review.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	• Removing requirements for applicants for licensure as an architect, designation as an engineer-in-training (EIT), and designation as a surveyor-in-training (SIT) to apply to the Board before taking the examinations for these credentials. • Reducing the stringency of requirements for individuals to qualify for an EIT or SIT designation. • Removing unnecessary requirements for applicants to provide letters of reference with an application for licensure or certification. • Eliminating requirements for business entities to register their branch offices with the Board. • Removing requirements for registered business entities to certify that a responsible person will be “resident” at business entities’ places of business.	
Expected Date	November 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6014 / Stage 9971		
Title of Proposed Regulatory Action or Guidance Document Change in Examination Fee Provisions		
Brief Overview The Board for Contractors has proposed amending the Board for Contractors Regulations (18VAC50-22) and the Individual License and Certification Regulations (18VAC50-30) to change provisions related to examination fees that are charged to applicants for licensure or certification. Currently, these provisions impose caps on the maximum amount that may be charged to examination candidates. This action would raise the fee caps and provide that examination fees are charged to an examination candidate is based on a contract entered into by the Board and an outside examination vendor in accordance with the Virginia Public Procurement Act (§ 2.2-4300 et seq. of the Code of Virginia), as is the current practice in other DPOR programs. This regulatory change will raise price caps that have been in place since 1995.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None.	
Expected Date	November 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6446 / Stage 10804	
Title of Proposed Regulatory Action or Guidance Document General Review of Virginia Real Estate Board Licensing Regulations	
Brief Overview The Real Estate Board is undertaking a general regulatory review of the Virginia Real Estate Board Licensing Regulations (18VAC135-20). The regulation contains the requirements for obtaining licensure as real estate broker, salesperson, firm, or business entity, and approval of real estate schools, instructors, and courses. The regulation provides for renewal and reinstatement of licenses. The regulation also provides for the standards of practice and conduct for regulants and Board-approved schools, instructors, and courses. The review has been conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). In November 2024, the Board adopted proposed amendments to the regulation resulting from its review.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	- Provisions of the regulation are significantly revised to (i) streamline the regulation, (ii) make the regulation clearer to understand; and (iii) make the regulation easier to follow. - Remove burdensome requirements related to advertising.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document Department of Professional and Occupational Regulation Administrative Fees Regulation (Tentative)		
Brief Overview The Board for Professional and Occupational Regulation (BPOR) intends to promulgate a new regulation that provides for administrative fees currently charged to regulants and members of the public for various administrative services provided by the Department of Professional and Occupational Regulation (DPOR). The regulation will include fees charged by DPOR for (i) certifications of licensure; and (ii) licensing examinations.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	None.	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document Board for Contractors Renewal Notifications Amendment (Tentative)	
Brief Overview The Board for Contractors proposes to amend the Board for Contractors Regulations (18VAC50-22) and the Individual License and Certification Regulations (18VAC50-30) to remove rules that mandate the mailing of documents for regulants to renew licenses.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	These changes will allow for a paperless license renewal process which will save members of the regulated community time when renewing licenses.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6440 / Stage 10294	
Title of Proposed Regulatory Action or Guidance Document General Review of Virginia Professional Boxing and Wrestling Events Regulations	
Brief Overview The Department of Professional and Occupational Regulation is undertaking a general review of the Virginia Professional Boxing and Wrestling Events Regulations (18VAC120-40). The regulation contains the requirements for the licensure of boxers, martial artists, wrestlers, managers, matchmakers, promoters, trainers, seconds, and cut men; and provides for the licensing of, and conduct standards for, boxing, martial arts, and wrestling events. The review is being conducted in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). It is anticipated that during FY 2026, the Department will adopt a final regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☒ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	As part of this action, the Department is reviewing discretionary requirements imposed on regulated parties to determine whether such requirements impose burdens that are not necessary to protect the public health, safety, and welfare; or are not necessary to effectively administer the licensure program.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Not Available.		
Title of Proposed Regulatory Action or Guidance Document Lead-Based Paint Activities Regulations Conforming Amendments to 40 CFR Part 745 (Tentative)		
Brief Overview The Virginia Board for Asbestos, Lead, And Home Inspectors intends to undertake an exempt rulemaking to amend the Virginia Lead-Based Paint Activities Regulations (18VAC15-30) to conform provisions of the regulation to recent changes to applicable federal regulations governing lead-based paint activities (40 CFR Part 745). The final federal rule became effective January 13, 2025. Pursuant to § 54.1-501 of the Code of Virginia, the regulations of the Board must be consistent with the Residential Lead-based Paint Hazard Reduction Act and United States Environmental Protection Agency regulations.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	None.	
Expected Date	January 2026	

Action/Stage or Guidance Document Forum ID (if available) Not Available.	
Title of Proposed Regulatory Action or Guidance Document HB 1835 Amendment (Tentative)	
Brief Overview The Board for Professional Soil Scientists, Wetland Professionals, and Geologists anticipates initiating an emergency rulemaking to amend the Regulations for the Geology Certification Program (18VAC145-40) to implement Chapter 722 of the 2025 Acts of Assembly (HB 1835). The legislation establishes a mandatory licensure program for individuals who practice or offer to practice as a professional geologist or in a geological specialty in Virginia. Currently, such individuals may apply for voluntary certification from the Board. The legislation requires the Board to adopt an emergency regulation to implement the provisions of the legislation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☒ Discretionary Action
Deregulatory Component	None.
Expected Date	January 2026

Virginia Employment Commission (VEC)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available) Not Available – Anticipated Action	
Title of Proposed Regulatory Action or Guidance Document Repeal Chapter 42 Combined Employer Accounts	
Brief Overview This change is to repeal Chapter 42 as it is unnecessary regulation. The concept of combined employer accounts is codified in the Code of Virginia, specifically in § 60.2-505, which pertains to group accounts. This section allows two or more employers that have become liable for payments in lieu of taxes to file a joint application to the Virginia Employment Commission (VEC) for the establishment of a group account. The purpose of this group account is to share the cost of benefits paid that are attributable to service in the employ of such employers. Upon approval, the VEC establishes the group account effective as of the beginning of the calendar quarter in which it receives the application, and the account remains in effect for not less than two years. There are currently less than 5 employer accounts, if any, registered with the VEC and the UI system does not have a mechanism for managing combined accounts.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Removing Obsolete or Non-Functional Rules: If the system can't operationalize combined employer accounts anyway, keeping the chapter in place may be largely symbolic or create unnecessary administrative overhead. Eliminating unused regulations helps simplify compliance for employers and reduces the volume of administrative rules the VEC has to enforce or oversee.
Expected Date	July 2025

Secretariat of Natural and Historic Resources

Virginia Department of Conservation and Recreation (DCR)

Total Regulatory Actions for FY26 = 3

Action/Stage or Guidance Document Forum ID (if available) Action 6763/Stage 10777	
Title of Proposed Regulatory Action or Guidance Document Repeal 4VAC 45-10 (et seq.) Regulations Governing Application for and Use of Grant Funds to Localities	
Brief Overview: In 2003, the Board of Conservation and Recreation (BCR) was reorganized as a policy board within the executive branch, becoming the successor to the Board on Conservation and Development of Public Beaches. With the transfer powers, the Board of Conservation and Development of Public Beaches was abolished in accordance with Chapters 79 and 89 of the 2003 Acts of Assembly. The Regulations Governing Application For and Use of Grant Funds to Localities (4VAC45-10) outline criteria for implementing a public beach grant program. However, funding for this program has not been available since prior to 2003. Upon review of Chapter 7 – Shoreline Erosion and Public Beach Preservation of Title 10.1 of the Code of Virginia, it was noted that clear authority for the original promulgation of these regulations does not appear to exist. As a repeal of these regulations was anticipated, they were not officially renumbered and transferred to the Board of Conservation and Recreation under 4VAC3.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency Rule or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Fully deregulate all regulatory requirements.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Repeal 4VAC5-36 (et seq.) Standard Fees for Use of Department of Conservation and Recreation Facilities, Programs, and Services.	
Brief Overview: DCR has traditionally promulgated state park fees as regulations. This practice is unnecessary and can be safely ended. State Park-related fees are not subject to the APA or the Virginia Register Act and are under the authority of the agency's Director.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency Rule or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Fully deregulate fees for facilities, programs and services and establish through agency publication.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available)	
Action 6454 / Stage 10648	
Title of Proposed Regulatory Action or Guidance Document	
Amend Provisions of Impounding Structure Regulations Following Periodic Review (4VAC50-20 (et seq.))	
Brief Overview The Virginia Soil and Water Conservation Board is considering amendments to its Impounding Structure Regulations. This regulatory action is being taken in response to comments received during a periodic review, and the Board recognizes that certain areas of the regulation may need amendments and clarifications. Specifically, the Board authorized this regulatory action to consider concerns related to: (i) roadways on or below an impounding structure for hazard potential classifications; (ii) the incremental damage analysis process; (iii) the potential expansion of special criteria low hazard dams; and (iv) simplifying the emergency preparedness plan requirements	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency Rule or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	The agency will attempt to eliminate or reduce regulatory requirements during this action if possible.
Expected Date	August 2025

Virginia Department of Environmental Quality (DEQ)

Total Regulatory Actions for FY26 = 55

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Virginia Pollutant Discharge Elimination System (VPDES) Regulations and Virginia Pollutant Abatement (VPA) Regulations in Response to Chapter 280 of the 2025 Acts of Assembly (HB 2517, Del. Runion) (9VAC25-31 and 9VAC25-32)		
Brief Overview This final exempt regulation is necessary to implement Chapter 280 of the 2025 Acts of Assembly (HB 2517, Del. Runion), which exempts a public institution of higher education, as that term is defined in § 23.1-100 of the Code of Virginia, from the requirement to obtain a permit for land application of sewage sludge (also known as “biosolids”) for a research project when the land on which the biosolids are applied is owned and operated by the institution. It further requires the institution of higher education to (i) notify the department and the owner of every adjoining property of its intent to land apply such biosolids; and (ii) comply with setback and recordkeeping requirements as outlined in the Virginia Pollution Abatement Permit Regulation (9VAC25-32). Amendments will be made to the Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation, 9VAC25-31, and the Virginia Pollution Abatement (VPA) Permit Regulation, 9-25-32, to implement the bill’s requirements.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	This action will provide a new permit exemption for public institutions of higher education conducting biosolids research.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Water Quality Management Planning Regulation to Add Seven New TMDL Wasteload Allocations in the James River Basin and Tennessee-Big Sandy River Basin (9VAC25-720)		
Brief Overview Under the federal Clean Water Act and the U.S. Environmental Protection Agency's (EPA's) Water Quality Management and Planning Regulation (40 CFR 130) states are required to identify water bodies that violate water quality standards and list them on the state's 303(d) List of Impaired Waters. Additionally, the CWA and EPA regulations require the development of a Total Maximum Daily Load (TMDL) for impaired waters. Va. Code § 62.1-44.19:7(C) also requires the State Water Control Board to develop TMDLs for impaired waters. A TMDL must identify all pollutant sources and calculate the pollutant load reductions necessary from each source to achieve compliance with water quality standards. Each TMDL consists of the point source component called the wasteload allocation (WLA), the nonpoint source component called the load allocation (LA), and the margin of safety. This action will add seven new TMDL wasteload allocations in the James River Basin and the Tennessee-Big Sandy River Basin.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6432		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the VPDES General Permit Regulation for Domestic Sewage Discharges of Less Than or Equal to 1,000 Gallons Per Day (9VAC25-110)		
Brief Overview This regulatory action will amend and reissue the existing general permit regulation for domestic sewage discharges of less than or equal to 1,000 gallons per day, which expires on July 31, 2026. This general permit regulation authorizes the discharge of treated domestic sewage less than or equal to 1,000 gallons per day. This regulatory action is needed to ensure that existing and new small domestic sewage discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of this general permit provides dischargers under this sector with a streamlined permitting process, greatly reducing the costs and time necessary to obtain permit coverage as well as reducing the administrative costs to the Commonwealth.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6427		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the VPDES General Permit Regulation for Seafood Processing Facilities (9VAC25-115)		
Brief Overview This regulatory action is proposed to amend and reissue the existing general permit regulation for seafood processing facilities, which expires on June 30, 2026. This general permit regulation authorizes the discharge of process and stormwater from seafood processing product facilities. This regulatory action is needed to ensure that existing and new seafood processing facilities are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6571	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Water Protection (VWP) General Permit for Impacts Less Than One-Half Acre (9VAC25-660)	
Brief Overview This action will amend and reissue the Virginia Water Protection (VWP) General Permit for Impacts Less Than One-Half Acre (9VAC25-660). This general permit, authorized by Va. Code § 62.1-44.15:21 D 1, 9VAC25-210 et seq., and 9VAC25-660 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6572	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Water Protection (VWP) General Permit for Facilities and Activities of Utility and Public Service Companies Regulated by the Federal Energy Regulatory Commission or the State Corporation Commission and Other Utility Line Activities (9VAC25-670)	
Brief Overview This action will amend and reissue the Virginia Water Protection (VWP) General Permit for Facilities and Activities of Utility and Public Service Companies Regulated by the Federal Energy Regulatory Commission or the State Corporation Commission and Other Utility Line Activities (9VAC25-670). This general permit, authorized by Va. Code § 62.1-44.15:21 D 2, 9VAC25-210 et seq., and 9VAC25-670 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6573		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue Virginia Water Protection (VWP) General Permit for Linear Transportation Projects (9VAC25-680)		
Brief Overview This action will amend and reissue the Virginia Water Protection General (VWP) Permit for Linear Transportation Projects (9VAC25-680). This general permit, authorized by Va. Code § 62.1-44.15:21 D 4, 9VAC25-210 et seq., and 9VAC25-680 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6574	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Water Protection (VWP) General Permit for Impacts from Development and Certain Mining Activities (9VAC25-690)	
Brief Overview This action will amend and reissue the Virginia Water Protection General (VWP) Permit for Impacts from Development and Certain Mining Activities (9VAC25-690). This general permit, authorized by Va. Code § 62.1-44.15:21, 9VAC25-210 et seq., and 9VAC25-690 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the VPDES General Permit Regulation for Vehicle Wash Facilities and Laundry Facilities (9VAC25-194)	
Brief Overview This regulatory action is proposed to amend and reissue the existing general permit regulation for vehicle wash and laundry facilities, which expires on December 31, 2027. This general permit regulation governs the discharge of wastewater from vehicle wash facilities and laundry facilities to surface waters. This regulatory action is needed to ensure that existing and new facilities are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6640		
Title of Proposed Regulatory Action or Guidance Document Amend Renewable Energy Regulations to Increase Fees Assessed by DEQ Permit by Rule Regulations (9VAC15-40, 9VAC15-60, 9VAC15-70, 9VAC15-100)		
Brief Overview The intent of this regulatory action is to amend or modify DEQ regulations to increase fees assessed by the Small Renewable Energy Projects (Wind) Permit by Rule (9VAC15-40), the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60), the Small Renewable Energy Projects (Combustion) Permit by Rule (9VAC15-70), and the Small Energy Storage Facilities Permit by Rule (9VAC15-100). The fees assessed by these regulations for wind, solar, and combustion small renewable energy projects were last modified over ten years ago and the fees for small energy storage facilities were last modified in 2022.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Renewable Energy Regulations to Incorporate Interconnection Facilities Requirements (9VAC15-40, 9VAC 15-60, 9VAC15-70 and 9VAC15-100)		
Brief Overview DEQ was directed by Chapter 710 of the 2025 Acts of the Assembly to amend or modify Department of Environmental Quality regulations to incorporate requirements for the inclusion of interconnection facilities into the Small Renewable Energy Projects (Wind) Permit by Rule (9VAC15-40), the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60), the Small Renewable Energy Projects (Combustion) Permit by Rule (9VAC15-70), and the Small Energy Storage Facilities Permit by Rule (9VAC15-100). DEQ is to develop a Memorandum of Understanding with the State Corporation Commission by July 1, 2026.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amendment to the Small Energy Facilities Permit by Rule to Correct Technical Errors (9VAC15-100)		
Brief Overview The intent of this regulatory action is to amend or modify provisions of the Small Energy Facilities Permit by Rule to correct technical errors. The technical errors that will be addressed include a technically inaccurate definition of “rated power capacity” and two references in the existing regulation to “maximum power capacity” that need to be changed to “rated power capacity” for consistency with section 10.1-1197.5 of the Code of Virginia as well as internal consistency with the remainder of the regulation.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Certification of Nonpoint Source Nutrient Credits Regulation in Response to the Periodic Review (9VAC25-900)		
Brief Overview In response to a periodic review of the Certification of Nonpoint Source Nutrient Credits Regulation, 9VAC25-900, DEQ decided to move forward with a regulatory action to clarify aspects of the regulation.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges of Stormwater Associated with Industrial Activity Technical Corrections (9VAC25-151)		
Brief Overview This regulatory action will amend the existing VPDES General Permit Regulation for Discharges of Stormwater Associated with Industrial Activity (9VAC25-151) to correct several outdated citations, cross references, and references with regards to construction stormwater.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	This fast-track regulation will improve accuracy and streamline the regulation of industrial stormwater in the Commonwealth.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6536		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the General Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia (9VAC25-820)		
Brief Overview This regulatory action will amend and reissue the existing General Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia, which expires on December 31, 2026. This general permit regulation authorizes the discharge of total nitrogen and total phosphorus within the Chesapeake Bay watershed and is instrumental in meeting the goals of the Chesapeake Bay Total Maximum Daily Load (TMDL). This regulatory action is needed to ensure that existing and new nutrient discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed nutrient dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6561	
Title of Proposed Regulatory Action or Guidance Document Amendment of the Virginia Pollution Abatement (VPA) Permit Regulation, 9VAC25-32 as Required by 2024 Acts of Assembly Chapter 209 (HB 870)	
Brief Overview 2024 Acts of Assembly Chapter 209 (HB 870, Del. Bulova) requires the State Water Control Board, with the assistance of the Department of Conservation and Recreation and the Department of Health, to adopt regulations that include procedures for addressing administrative, staging, signage, and additional on-site and alternative storage site requirements when routine and on-site storage facility capacity and holding times are anticipated to be exceeded for the purpose of protecting against the release of sewage sludge (a.k.a. "biosolids") into state waters and to account for increased intensity, frequency, and duration of storm events.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Normally, entities that generate and store biosolids have sufficient capacity to store the material for several months, allowing end-users to land-apply during optimal times for nutrient application and uptake. Extended periods of precipitation or drought affect the timing of land-application. During 2018-2019, a record year for precipitation in some parts of the Commonwealth, many biosolids storage facilities reached or exceeded their capacity. At the time, owners of those facilities applied to DEQ on a case-by-case basis for variances to their permits to store and manage biosolids that could not be land-applied or stored in the usual manner. The amendments to the VPA Permit Regulation will give permittees a way to plan in advance for alternative storage and handling solutions when extreme weather conditions result in long periods of time when biosolids cannot be land-applied, creating situations when the amount of biosolids exceeds normal storage facility capacity.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges from Groundwater Remediation of Contaminated Sites, Dewatering Activities of Contaminated Sites, and Hydrostatic Tests (9VAC25-120)		
Brief Overview This regulatory action will amend and reissue the VPDES General Permit Regulation for Discharges from Groundwater Remediation of Contaminated Sites, Dewatering Activities of Contaminated Sites, and Hydrostatic Tests (9VAC25-120) to reissue the general permit for another term and update relevant provisions as appropriate. The current permit expires on February 29, 2028. This general permit covers the discharge of wastewaters from petroleum contaminated sites, non-petroleum contaminated sites, groundwater remediation discharges, dewatering activities, the hydrostatic testing of natural gas storage tanks and pipelines, the hydrostatic testing and dewatering of petroleum storage tank systems and associated distribution equipment, and the hydrostatic testing of water storage tanks and pipelines. These wastewaters may be discharged from: excavation dewatering, conducting aquifer tests to characterize site conditions, pumping contaminated groundwater to remove free product, discharges resulting from another petroleum product, chlorinated hydrocarbon solvent, metals or other contaminated site cleanup, hydrostatic tests of natural gas and petroleum storage tanks or pipelines, hydrostatic tests and dewatering of storage tanks and associated distribution equipment, and hydrostatic tests of water storage tank systems or pipelines. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Pollutant Discharge Elimination System (VPDES) General Permit for Noncontact Cooling Water Discharges Of 50,000 Gallons Per Day or Less (9VAC25-196)	
Brief Overview This regulatory action will amend and reissue the existing general permit regulation for noncontact cooling water discharges of 50,000 gallons per day or less, which expires on March 31, 2028. This general permit regulation authorizes the discharge of noncontact cooling water discharges of 50,000 gallons per day or less and ensures that existing and new discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Regulations to Increase Fees for Land Application of Biosolids and Industrial Residuals (9VAC25-20)		
Brief Overview This action will amend the State Water Control Board's Fees for Permits and Certificates regulations to increase fees assessed by these regulations for land application of biosolids and industrial residuals. The fees assessed by these regulations were last revised 10 years ago.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Promulgation of a General Permit Regulation for Distribution and Marketing of Exceptional Quality Biosolids		
Brief Overview Exceptional Quality (EQ) biosolids are biosolids that have received an established level of treatment for pathogen control and vector attraction reduction and contain known levels of pollutants, such that they may be marketed or distributed for public use in accordance with the Virginia Pollution Abatement (VPA) Permit Regulation (9VAC25-32) or Virginia Pollutant Discharge Elimination System (VPDES) Regulation (9VAC25-31). EQ biosolids have been treated to a higher level of pathogen reduction than Class B biosolids. Va. Code § 62.1-44.19:3.A.1. requires that any person who land applies or markets and distributes any type of biosolids must do so under the authority of a VPA or VPDES permit. Va. Code § 62.1-44.19:3.C.1.) also specifies that regulations adopted by the State Water Control Board shall include requirements and procedures for the issuance and amendment of permits, including general permits, authorizing the land application, marketing or distribution of biosolids. Neither the VPA nor VPDES Permit Regulation include provisions for utilizing a general permit for marketing and distribution of EQ biosolids, hence the only vehicle currently available for DEQ to authorize marketing and distribution is an individual VPA or VPDES permit. This action will include revisions to the following related regulations: · Virginia Pollutant Discharge Elimination System Permit Regulation [9VAC25-31] · Virginia Pollution Abatement Permit Regulation [9VAC25-32] · Fees for Permits and Certificates [9VAC25-20]		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	Regulating activities through the issuance of general permit regulations is an alternative streamlined approach that is used to regulate entities that conduct similar activities. A benefit of this general permit would be 1) its lower cost to permittees relative to the cost of obtaining an individual VPA or modifying a current VPDES permit, 2) the shorter timeframe required to authorize the distribution and marketing activity through a general permit, and 3) the consistency of requirements among permittees, particularly when the material is in the marketplace. DEQ also expends less staff resources to issue coverage under a general permit.	
Expected Date	September 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6730		
Title of Proposed Regulatory Action or Guidance Document Amend the Small Renewable Energy Projects (Solar) Permit by Rule (PBR) to Include Mitigation for Forest Cores (9VAC15-60)		
Brief Overview DEQ was directed by Chapter 688 of the 2022 Acts of Assembly to amend the Small Renewable Energy Projects (Solar) Permit by Rule (PBR), (9VAC15-60) regulation to consider significant adverse impacts to prime agricultural soils and forest lands. As part of that regulatory action, DEQ initially proposed requiring enhanced mitigation for C1 and C2 forest cores as identified through a ranking system previously developed by the Department of Conservation and Recreation (DCR). DCR previously defined and ranked ecological cores into 5 categories (C1 through C5) in 2017 for use as a planning tool. Comments received on the proposed regulation identified several limitations of the available mapping tool and definition of C1 and C2 forest cores when used as a regulatory tool. DEQ has decided to initiate this regulatory action to address the issues concerning enhanced mitigation for forest cores with very high and outstanding ecological integrity. This regulatory action will be used to develop regulatory amendments to address enhanced mitigation for disturbance of forest cores with very high and outstanding ecological integrity using updated mapping and definitions which can be applied in the field to verify the mapped resources.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	November 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Definition of Volatile Organic Compound (Rev. C25)		
Brief Overview The general definitions of 9VAC5-10 impose no regulatory requirements in and of themselves but provide support to other provisions of the Regulations for the Control and Abatement of Air Pollution. The U.S. Environmental Protection Agency (EPA) revised the definition of volatile organic compound (VOC) to add cis-1,1,1,4,4,4-hexafluorobut-2-ene (also known as HFO-1336mzz-Z; CAS number 692-49-9) to the list of substances excluded from the definition of VOC on the basis that this substance makes a negligible contribution to tropospheric ozone formation. The state definition will now be revised accordingly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	Excluding this substance as a VOC will make it easier and less expensive for industry to use it. Companies that use this substance in place of more reactive substances may also benefit by reducing their VOC emissions and concomitant reductions in permitting and other regulatory requirements.	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Amend the Air Regulations to Update Documents Incorporated by Reference (Rev. D25)	
Brief Overview This final exempt regulatory action will update the State Air Pollution Control Board's regulations in Title 9 Agency 5 of the Virginia Administrative Code that incorporate by reference certain federal regulations to reflect the Code of Federal Regulations as published on July 1, 2025.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Discretionary action ☐ Action required by state statute
Deregulatory Component	This action will allow DEQ to continue to implement federally designated air programs, which will allow facilities to report to DEQ as opposed to both DEQ and the U.S. Environmental Protection Agency.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Virginia Hazardous Waste Management Regulations to Update Federal Citations and Requirements (9VAC20-60)		
Brief Overview The Virginia Hazardous Waste Management Regulations (9VAC20-60), include citations to Title 40 of the Code of Federal Regulations (CFR) and incorporate by reference requirements from Title 40 of the CFR. This action will bring the citations up to date and incorporate the 2025 annual edition of Title 40 of the CFR published on July 1, 2025. Conforming this regulation to these federal regulations is necessary to maintain federally granted authority to implement the national program.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Regulations Governing the Transportation of Hazardous Materials to Update Federal Citations and Requirements Annual Update 2025 (9VAC20-110)		
Brief Overview Each year, the U.S. Department of Transportation (DOT) makes several changes to the federal rules regarding the transportation of hazardous materials in Title 49 of the Code of Federal Regulations. Virginia's regulations for transportation of hazardous materials (9VAC20-110) incorporate the federal regulations, with certain exceptions. This action will amend 9VAC20-110-110, which specifies the date of the federal regulations that are incorporated into Virginia's regulations. This update includes federal changes from October 1, 2024, to September 30, 2025. Conforming this regulation to these federal regulations is necessary to maintain federally granted authority to implement the national program.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6642		
Title of Proposed Regulatory Action or Guidance Document Amend Regulations to Increase Fees Assessed by Waste Management Board Regulations		
Brief Overview The intent of this regulatory action is to amend or modify Virginia Waste Management Board regulations to increase fees assessed by 9VAC20-60, 9VAC20-90, and 9VAC20-160. The fees assessed by these regulations were last revised 11 years ago.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6566		
Title of Proposed Regulatory Action or Guidance Document Amend the Solid Waste Management Regulations in response to Chapter 235 of the 2024 Virginia Acts of Assembly to Implement SB 342 Open Burning of Vegetative Waste (9VAC20-81-95)		
Brief Overview Pursuant to Chapter 235 of the 2024 Virginia Acts of Assembly (SB 342, Sen. Stuart) this action will amend 9VAC20-81-95 of the Solid Waste Management Regulations to allow for vegetative waste to be transported to another location for open burning if it is impractical or unsafe to destroy such waste on the premises of private property.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulations to Reflect the Federal 316(b) Update (9VAC25-31)		
Brief Overview This action will update the Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulations (9VAC25-31-100 and 9VAC25-31-165) to address requirements applicable to cooling water intake structures to add provisions that address existing facilities. The existing regulations under 9VAC25-31-165 include definitions (Subsection A) and requirements that address new facilities (Subsection B). The requirements that address existing facilities (Subsection C) provides that such facilities must “meet requirements under section 316(b) of the Clean Water Act determined by the department on a case-by-case, best professional judgment (BPJ) basis.” This action will replace subsection C with regulatory requirements that reflect the federal Clean Water Act section existing facility regulation (40 CFR 125 Subpart J). As an authorized National Pollutant Discharge Elimination System (NPDES) state program, DEQ is required to implement regulations that are as stringent as federal regulations (40 CFR 123).		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	This action will address the requirement in 40 CFR 125 Subpart J to include pre-approved compliance alternatives, which will be clearer and simpler to implement for both permittees and the Commonwealth than the current case-by-case approach.	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Virginia Water Protection (VWP) Regulation Provisions for Surface Water Withdrawals to Correct Citations and Cross References (9VAC25-210)		
Brief Overview The Virginia Water Protection (VWP) Regulation's (9VAC25-210) provisions related to application requirements and preapplication procedures include inaccurate citations and cross references due to recently effective changes to the Local and Regional Water Supply Planning Regulation (9VAC25-780). This fast-track action will correct these citations and cross references.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	These technical corrections will reduce confusion for surface water permit applicants.	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6680		
Title of Proposed Regulatory Action or Guidance Document 2024 Triennial Review Rulemaking to Adopt New, Update, or Cancel Existing Water Quality Standards (9VAC25-260)		
Brief Overview The action will include updating numerical and narrative criteria, use designations, and other policies contained in the Water Quality Standards Regulation (9 VAC 25-260). This regulation must be reviewed once every three years pursuant to federal regulations at 40 CFR 131 and Va. Code § 62.1-44.15(3a). The last triennial review was completed in March 2023. The intent of this action is to protect designated and beneficial uses of state waters by adopting regulations that are technically correct, necessary, and reasonable. These standards will be used in setting Virginia Pollutant Discharge Elimination System Permit limits and for evaluating the waters of the Commonwealth for inclusion in the Clean Water Act 305(b) report and on the 303(d) list. Waters not meeting standards will require development of a Total Maximum Daily Load, effluent limitations, or further analysis of use removal under the Clean Water Act at 303(e) and Va. Code § 62.1-44.19:7. The last triennial review was completed in March 2023, and new scientific information is available to update the water quality standards. Changes to the regulation are also needed to improve permitting, monitoring, and assessment programs.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6548		
Title of Proposed Regulatory Action or Guidance Document Amend the Virginia Erosion and Stormwater Management Regulation to Change the Statewide Permit Fee Schedule (9VAC25-875)		
Brief Overview This action will amend provisions of the Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to change the statewide permit fee schedule for the Virginia Pollutant Discharge Elimination System Permit for Discharges of Stormwater from Construction Activities and municipal separate storm sewer system permits in accordance with Chapter 2 (Budget Bill, Item 363 J) of the 2024 Special Session I Acts of Assembly.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6640		
Title of Proposed Regulatory Action or Guidance Document Amend Renewable Energy Regulations to Increase Fees Assessed by DEQ Permit by Rule Regulations (9VAC15-40, 9VAC15-60, 9VAC15-70, 9VAC15-100)		
Brief Overview The intent of this regulatory action is to amend or modify Department of Environmental Quality regulations to increase fees assessed by the Small Renewable Energy Projects (Wind) Permit by Rule (9VAC15-40), the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60), the Small Renewable Energy Projects (Combustion) Permit by Rule (9VAC15-70), and the Small Energy Storage Facilities Permit by Rule (9VAC15-100). The fees assessed by these regulations for wind, solar, and combustion small renewable energy projects were last modified over ten years ago and the fees for small energy storage facilities were last modified in 2022.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	January 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue of the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Potable Water Treatment Plants (9VAC25-860)		
Brief Overview This regulatory action will amend and reissue the existing general permit regulation for potable water treatment plants, which expires on June 30, 2028. This general permit regulation governs the discharge of process wastewater from potable water treatment plants to surface waters. This regulatory action is needed to ensure that existing and new water treatment plants are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	January 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Renewable Energy Regulations to Incorporate Interconnection Facilities Requirements (9VAC15-40, 9VAC 15-60, 9VAC15-70 and 9VAC15-100)		
Brief Overview DEQ was directed by Chapter 710 of the 2025 Acts of the Assembly to amend or modify Department of Environmental Quality regulations to incorporate requirements for the inclusion of interconnection facilities into the Small Renewable Energy Projects (Wind) Permit by Rule (9VAC15-40), the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60), the Small Renewable Energy Projects (Combustion) Permit by Rule (9VAC15-70), and the Small Energy Storage Facilities Permit by Rule (9VAC15-100). DEQ is to develop a Memorandum of Understanding with the State Corporation Commission by July 1, 2026.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	February 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6730		
Title of Proposed Regulatory Action or Guidance Document Amend the Small Renewable Energy Projects (Solar) Permit by Rule (PBR) to Include Mitigation for Forest Cores (9VAC15-60)		
Brief Overview DEQ was directed by Chapter 688 of the 2022 Acts of Assembly to amend the Small Renewable Energy Projects (Solar) Permit by Rule (PBR), (9VAC15-60) regulation to consider significant adverse impacts to prime agricultural soils and forest lands. As part of that regulatory action, DEQ initially proposed requiring enhanced mitigation for C1 and C2 forest cores as identified through a ranking system previously developed by the Department of Conservation and Recreation (DCR). DCR previously defined and ranked ecological cores into 5 categories (C1 through C5) in 2017 for use as a planning tool. Comments received on the proposed regulation identified several limitations of the available mapping tool and definition of C1 and C2 forest cores when used as a regulatory tool. DEQ has decided to initiate this regulatory action to address the issues concerning enhanced mitigation for forest cores with very high and outstanding ecological integrity. This regulatory action will be used to develop regulatory amendments to address enhanced mitigation for disturbance of forest cores with very high and outstanding ecological integrity using updated mapping and definitions which can be applied in the field to verify the mapped resources.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the VPDES General Permit Regulation for Vehicle Wash Facilities and Laundry Facilities (9VAC25-194)	
Brief Overview This regulatory action is proposed to amend and reissue the existing general permit regulation for vehicle wash and laundry facilities, which expires on December 31, 2027. This general permit regulation governs the discharge of wastewater from vehicle wash facilities and laundry facilities to surface waters. This regulatory action is needed to ensure that existing and new facilities are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges from Groundwater Remediation of Contaminated Sites, Dewatering Activities of Contaminated Sites, and Hydrostatic Tests (9VAC25-120)		
Brief Overview This regulatory action will amend and reissue the VPDES General Permit Regulation for Discharges from Groundwater Remediation of Contaminated Sites, Dewatering Activities of Contaminated Sites, and Hydrostatic Tests (9VAC25-120) to reissue the general permit for another term and update relevant provisions as appropriate. The current permit expires on February 29, 2028. This general permit covers the discharge of wastewaters from petroleum contaminated sites, non-petroleum contaminated sites, groundwater remediation discharges, dewatering activities, the hydrostatic testing of natural gas storage tanks and pipelines, the hydrostatic testing and dewatering of petroleum storage tank systems and associated distribution equipment, and the hydrostatic testing of water storage tanks and pipelines. These wastewaters may be discharged from: excavation dewatering, conducting aquifer tests to characterize site conditions, pumping contaminated groundwater to remove free product, discharges resulting from another petroleum product, chlorinated hydrocarbon solvent, metals or other contaminated site cleanup, hydrostatic tests of natural gas and petroleum storage tanks or pipelines, hydrostatic tests and dewatering of storage tanks and associated distribution equipment, and hydrostatic tests of water storage tank systems or pipelines. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Pollutant Discharge Elimination System (VPDES) General Permit for Noncontact Cooling Water Discharges Of 50,000 Gallons Per Day or Less (9VAC25-196)	
Brief Overview This regulatory action will amend and reissue the existing general permit regulation for noncontact cooling water discharges of 50,000 gallons per day or less, which expires on March 31, 2028. This general permit regulation authorizes the discharge of noncontact cooling water discharges of 50,000 gallons per day or less and ensures that existing and new discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Certification of Nonpoint Source Nutrient Credits Regulation in Response to the Periodic Review (9VAC25-900)		
Brief Overview This action will amend the Certification of Nonpoint Source Nutrient Credits Regulation, 9VAC25-900. In response to the periodic review, DEQ decided to move forward with a regulatory action to clarify aspects of the regulation.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Regulations to Increase Fees for Land Application of Biosolids and Industrial Residuals (9VAC25-20)		
Brief Overview The action will amend the State Water Control Board's Fees for Permits and Certificates regulations to increase fees assessed by these regulations for land application of biosolids and industrial residuals. The fees assessed by these regulations were last revised 10 years ago.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component		
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6571	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Water Protection (VWP) General Permit for Impacts Less Than One-Half Acre (9VAC25-660)	
Brief Overview This action will amend and reissue the Virginia Water Protection (VWP) General Permit for Impacts Less Than One-Half Acre (9VAC25-660). This general permit, authorized by Va. Code § 62.1-44.15:21 D 1, 9VAC25-210 et seq., and 9VAC25-660 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6572	
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Water Protection (VWP) General Permit for Facilities and Activities of Utility and Public Service Companies Regulated by the Federal Energy Regulatory Commission or the State Corporation Commission and Other Utility Line Activities (9VAC25-670)	
Brief Overview This action will amend and reissue the Virginia Water Protection (VWP) General Permit for Facilities and Activities of Utility and Public Service Companies Regulated by the Federal Energy Regulatory Commission or the State Corporation Commission and Other Utility Line Activities (9VAC25-670). This general permit, authorized by Va. Code § 62.1-44.15:21 D 2, 9VAC25-210 et seq., and 9VAC25-670 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6573		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue Virginia Water Protection (VWP) General Permit for Linear Transportation Projects (9VAC25-680)		
Brief Overview This action will amend and reissue the Virginia Water Protection General (VWP) Permit for Linear Transportation Projects (9VAC25-680). This general permit, authorized by Va. Code § 62.1-44.15:21 D 4, 9VAC25-210 et seq., and 9VAC25-680 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.	
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6574		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the Virginia Water Protection (VWP) General Permit for Impacts from Development and Certain Mining Activities (9VAC25-690)		
Brief Overview This action will amend and reissue the Virginia Water Protection General (VWP) Permit for Impacts from Development and Certain Mining Activities (9VAC25-690). This general permit, authorized by Va. Code § 62.1-44.15:21, 9VAC25-210 et seq., and 9VAC25-690 et seq., will expire on August 1, 2026. In conjunction with reissuance of the VWP general permit, this action will amend the existing VWP General Permit regulations as necessary to implement the permit. If the existing VWP general permit is not reissued prior to expiration on August 1, 2026, no general permit coverage can be extended to applicants submitting new applications for the regulated activities, and these applicants would be required to wait for reissuance of the general permit or obtain a VWP individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of this VWP general permit will provide a streamlined permitting process, greatly reducing the costs and time necessary to obtain project authorization, as well as reducing the administrative costs to the Commonwealth. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under a VWP general permit and may require applicants to obtain a VWP individual permit instead.	
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6561	
Title of Proposed Regulatory Action or Guidance Document Amendment of the Virginia Pollution Abatement (VPA) Permit Regulation, 9VAC25-32 as Required by 2024 Acts of Assembly Chapter 209 (HB 870)	
Brief Overview 2024 Acts of Assembly Chapter 209 (HB 870, Del. Bulova) requires the State Water Control Board, with the assistance of the Department of Conservation and Recreation and the Department of Health, to adopt regulations that include procedures for addressing administrative, staging, signage, and additional on-site and alternative storage site requirements when routine and on-site storage facility capacity and holding times are anticipated to be exceeded for the purpose of protecting against the release of sewage sludge (a.k.a. "biosolids") into state waters and to account for increased intensity, frequency, and duration of storm events.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Normally, entities that generate and store biosolids have sufficient capacity to store the material for several months, allowing end-users to land-apply during optimal times for nutrient application and uptake. Extended periods of precipitation or drought affect the timing of land-application. During 2018-2019, a record year for precipitation in some parts of the Commonwealth, many biosolids storage facilities reached or exceeded their capacity. At the time, owners of those facilities applied to DEQ on a case-by-case basis for variances to their permits to store and manage biosolids that could not be land-applied or stored in the usual manner. The amendments to the VPA Permit Regulation will give permittees a way to plan in advance for alternative storage and handling solutions when extreme weather conditions result in long periods of time when biosolids cannot be land-applied, creating situations when the amount of biosolids exceeds normal storage facility capacity.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) N/A	
Title of Proposed Regulatory Action or Guidance Document Amend the Sewage Collection and Treatment (SCAT) Regulations (9VAC25-790)	
Brief Overview This regulatory action will amend the existing Sewage Collection and Treatment (SCAT) Regulations (9VAC25-790). The current regulation establishes minimum requirements for the construction and operation of facilities designed to collect and treat sewage in Virginia. However, the procedures, technical specifications, and engineering design criteria are not reflective of current practices or current/developing treatment technologies. Potential revisions include updating the regulation to 1) incorporate a set of policy, procedural, and planning statements, and 2) include reference to the technical specifications and engineering design criteria or practices of one or more generally accepted wastewater treatment reference documents or engineering design manuals.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Amending the SCAT Regulations will provide the regulated community with clarity regarding current policy, procedures, and planning statements and incorporation by reference of current, industry established technical specifications and engineering design criteria and practices for wastewater treatment technologies. By referencing one or more generally accepted wastewater treatment reference documents or design manuals, the SCAT Regulations will be significantly reduced in size and will provide the regulated community a consistently updated set of design criteria.
Expected Date	May 2026

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend Renewable Energy Regulations to Incorporate Interconnection Facilities Requirements (9VAC15-40, 9VAC 15-60, 9VAC15-70 and 9VAC15-100)		
Brief Overview DEQ was directed by Chapter 710 of the 2025 Acts of the Assembly to amend or modify Department of Environmental Quality regulations to incorporate requirements for the inclusion of interconnection facilities into the Small Renewable Energy Projects (Wind) Permit by Rule (9VAC15-40), the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60), the Small Renewable Energy Projects (Combustion) Permit by Rule (9VAC15-70), and the Small Energy Storage Facilities Permit by Rule (9VAC15-100). DEQ is to develop a Memorandum of Understanding with the State Corporation Commission by July 1, 2026.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6642	
Title of Proposed Regulatory Action or Guidance Document Amend Regulations to Increase Fees Assessed by Waste Management Board Regulations	
Brief Overview This action will amend Virginia Waste Management Board regulations to increase fees assessed by 9VAC20-60, 9VAC20-90, and 9VAC20-160. The fees assessed by these regulations were last revised 11 years ago.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Promulgation of a General Permit Regulation for Distribution and Marketing of Exceptional Quality Biosolids		
Brief Overview Exceptional Quality (EQ) biosolids are biosolids that have received an established level of treatment for pathogen control and vector attraction reduction and contain known levels of pollutants, such that they may be marketed or distributed for public use in accordance with the Virginia Pollution Abatement (VPA) Permit Regulation (9VAC25-32) or Virginia Pollutant Discharge Elimination System (VPDES) Regulation (9VAC25-31). EQ biosolids have been treated to a higher level of pathogen reduction than Class B biosolids. Va. Code § 62.1-44.19:3.A.1. requires that any person who land applies or markets and distributes any type of biosolids must do so under the authority of a VPA or VPDES permit. Va. Code § 62.1-44.19:3.C.1.) also specifies that regulations adopted by the State Water Control Board shall include requirements and procedures for the issuance and amendment of permits, including general permits, authorizing the land application, marketing or distribution of biosolids. Neither the VPA nor VPDES Permit Regulation include provisions for utilizing a general permit for marketing and distribution of EQ biosolids, hence the only vehicle currently available for DEQ to authorize marketing and distribution is an individual VPA or VPDES permit. This action will include revisions to the following related regulations: · Virginia Pollutant Discharge Elimination System Permit Regulation [9VAC25-31] · Virginia Pollution Abatement Permit Regulation [9VAC25-32] · Fees for Permits and Certificates [9VAC25-20]		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	Regulating activities through the issuance of general permit regulations is an alternative streamlined approach that is used to regulate entities that conduct similar activities. A benefit of this general permit would be 1) its lower cost to permittees relative to the cost of obtaining an individual VPA or modifying a current VPDES permit, 2) the shorter timeframe required to authorize the distribution and marketing activity through a general permit, and 3) the consistency of requirements among permittees, particularly when the material is in the marketplace. DEQ also expends less staff resources to issue coverage under a general permit.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue of the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Potable Water Treatment Plants (9VAC25-860)		
Brief Overview This regulatory action will amend and reissue the existing general permit regulation for potable water treatment plants, which expires on June 30, 2028. This general permit regulation governs the discharge of process wastewater from potable water treatment plants to surface waters. This regulatory action is needed to ensure that existing and new water treatment plants are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit. Potential revisions include revising the permit term, clarifying the scope of the permit, and reviewing any changes to relevant water quality standards.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6680		
Title of Proposed Regulatory Action or Guidance Document 2024 Triennial Review Rulemaking to Adopt New, Update, or Cancel Existing Water Quality Standards (9VAC25-260)		
Brief Overview The action will include updating numerical and narrative criteria, use designations, and other policies contained in the Water Quality Standards Regulation (9 VAC 25-260). This regulation must be reviewed once every three years pursuant to federal regulations at 40 CFR 131 and Va. Code § 62.1-44.15(3a). The last triennial review was completed in March 2023. The intent of this action is to protect designated and beneficial uses of state waters by adopting regulations that are technically correct, necessary, and reasonable. These standards will be used in setting Virginia Pollutant Discharge Elimination System Permit limits and for evaluating the waters of the Commonwealth for inclusion in the Clean Water Act 305(b) report and on the 303(d) list. Waters not meeting standards will require development of a Total Maximum Daily Load, effluent limitations, or further analysis of use removal under the Clean Water Act at 303(e) and Va. Code § 62.1-44.19:7. The last triennial review was completed in March 2023, and new scientific information is available to update the water quality standards. Changes to the regulation are also needed to improve permitting, monitoring, and assessment programs.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6536		
Title of Proposed Regulatory Action or Guidance Document Amend and Reissue the General Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia (9VAC25-820)		
Brief Overview This regulatory action will amend and reissue the existing General Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading in the Chesapeake Bay Watershed in Virginia, which expires on December 31, 2026. This general permit regulation authorizes the discharge of total nitrogen and total phosphorus within the Chesapeake Bay watershed and is instrumental in meeting the goals of the Chesapeake Bay Total Maximum Daily Load (TMDL). This regulatory action is needed to ensure that existing and new nutrient discharges are covered under this general permit regulation. If the existing general permit is not reissued prior to expiration, no coverage can be extended to newly proposed nutrient dischargers. Any new dischargers would be required to wait for reissuance of the general permit or obtain an individual permit.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	Reissuance of the general permit provides the regulated community with a streamlined approach to obtain permit coverage and reduces regulatory requirements and costs on the regulated community. Conversely, a delay or halt in this process may place a financial burden on an owner of an operation currently covered or seeking coverage under the general permit.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Water Quality Management Planning Regulation to include Total Maximum Daily Load Waste Load Allocations (9VAC25-720)		
Brief Overview This action will amend the Water Quality Management Planning Regulation (9VAC25-720) to include the wasteload allocations (WLA) for the following Total Maximum Daily Load (TMDL) studies developed to address the Polychlorinated Biphenyl (PCB) fish consumption advisory impairments: • Upper and Middle James River, Jackson River, and Maury River This action will amend the Water Quality Management Planning Regulation (9VAC25-720) to include the WLA for the following TMDL studies developed to address aquatic life use impairments: • Greendale Creek and Unnamed Tributary to Fleenor Branch in Washington County • Middle Fork Holston and Tributaries in Smyth, Washington, and Wythe Counties • Black Creek and Hat Creek in Nelson County • Crooked Run, Stony Creek, and Pughs Run in Shenandoah County • James River Tributaries in Henrico and Goochland Counties and the City of Richmond • South Fork Rivanna River and its tributaries in Albemarle County • Wolf Creek in Washington County • Assawoman and Little Mosquito Creeks in Accomack County This action will also amend the Water Quality Management Planning Regulation (9VAC25-720) to include modified WLAs for the following TMDL study to address recreation use impairments: • Onancock Creek in in Accomack County TMDLs are developed in accordance with Federal Regulations (40 CFR Section 130.7) and are exempt from the provisions of Article II of the Virginia Administrative Process Act (Va. Code § 2.2-4006 A 14).		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amend the Water Quality Management Planning Regulation to include Total Maximum Daily Load Waste Load Allocations (9VAC25-720)		
Brief Overview As required by federal and state law, DEQ is conducting the following Total Maximum Daily Load (TMDL) studies to develop wasteload allocations (WLAs). This action will add those WLAs to the Water Quality Management Planning Regulation (9VAC25-720). This action will include WLAs for the following TMDL studies to address the Polychlorinated Biphenyl (PCB) fish consumption advisory impairments: • PCB TMDL for the Bluestone River in the New River Basin. • PCB TMDL for the Lower James River This action will include WLAs for the following TMDL studies to address aquatic life use impairments: • Roanoke River and Tinker Creek in the Roanoke River Basin • Horsepen and Little Roanoke Creeks in the Roanoke River Basin • Layton, Grassy, Poplar, Reedy Creeks in Roanoke River Basin • Sand Branch in the Potomac River Basin • Broad Run in the Potomac River Basin • Appomattox River in the James River Basin • Powhite and Pocoshock Creeks in the James River Basin • Custis and Rattrap in Atlantic Basin • Powhatan Creek in the James River Basin • Buck Island and Carroll Creeks in the James River Basin • Stephens and Chapel in the Shenandoah River Basin • Big Reed Island Creek in New River Basin • Catharpin Creek in Potomac River Basin • Chuckatuck Creek in James River Basin • Mill Creek and Little Cedar Creek in Tennessee and Big Sandy River Basin • Elk Creek and Turkey Fork in New River Basin TMDLs are developed in accordance with Federal Regulations (40 CFR Section 130.7) and adoption of WLAs is exempt from the provisions of Article II of the Virginia Administrative Process Act (Va. Code § 2.2-4006 A 14).		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) N/A		
Title of Proposed Regulatory Action or Guidance Document Amendments to Regulations Governing the Discharge of Sewage and Other Wastes from Boats (9VAC25-71)		
Brief Overview This amendment will update Code of Federal Regulation references as well as add water bodies in Richmond, Lancaster, Northumberland, and Westmoreland counties to the No-Discharge Zone (NDZ) list. An NDZ creates an area in a waterbody where no discharge of sewage is permitted; vessels would instead use pump-out facilities (often located at marinas) or travel outside of the NDZ to discharge treated sewage. The action to include these additional water bodies is based upon strong support by the localities and other stakeholders in the affected areas. This regulatory action is a final exempt action under the Administrative Process Act (Va. Code § 2.2-4006.A.4.c of the Code of Virginia) as it is necessary to amend the regulations to conform to changes in the federal regulations, namely with the U.S. Environmental Protection Agency's (EPA's) anticipated approval of the NDZs. The NDZs were developed in accordance with the federal Clean Water Act's Section 312 and Va. Code § 62.1-44.33 and will be included in Section 70 of 9VAC25-71 as a designated NDZ in Virginia. The NDZ application was subject to public participation during its development. EPA will also seek public comment on its affirmative determination.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component		
Expected Date	June 2026	

Virginia Department of Historic Resources (DHR)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available)		
Action 5798 / Stage 9597		
Title of Proposed Regulatory Action or Guidance Document		
Regulations Governing Contextualization of Monuments or Memorials for Certain War Veterans [17 VAC 5 - 40]		
Brief Overview		
These are new regulations pursuant to Chapters 1100 and 1101 of the 2020 Acts of Assembly. The chapters mandate in the 4th enactment clause: “That the Board of Historic Resources shall promulgate regulations governing the manner in which any monument or memorial may be contextualized pursuant to the provisions of this act.” These regulations provide guidance to local governing bodies that choose to contextualize certain war monuments or memorials within their jurisdiction. This guidance includes general provisions regarding the markers including their appearance, location, and ownership and the application requirements and approval process.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	Minimizes confusion and ambiguity and provides guidance to local governing bodies that choose to contextualize certain war monuments or memorials within their jurisdiction.	
Expected Date	June 2026	

Virginia Department of Wildlife Resources (DWR)

Total Regulatory Actions for FY26 = 2

Action/Stage or Guidance Document Forum ID: Action 6721 / Stage 10720	
Title of Proposed Regulatory Action or Guidance Document Biennial Review of Wildlife Regulations	
Brief Overview At its May 22, 2025 meeting, the Board of Wildlife Resources approved final regulations for its Biennial Review of Wildlife Regulations, pertaining to primarily hunting and trapping regulations, in addition to other regulation chapters where mandate reduction efforts could be taken. These final regulations will move forward to ORM review (June/July) and subsequent Register publication. This regulatory action affects 4VAC15-20, 4VAC15-30, 4VAC15-40, 4VAC15-50, 4VAC15-70, 4VAC15-90, 4VAC15-160, 4VAC15-170, 4VAC15-210, 4VAC15-240, 4VAC15-260, 4VAC15-410, and 4VAC15-430. Expected Registrar publication will occur in August/September with an effective date of September/October.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Reduces boating education mandates required by students of boating safety classes; reduces mandates on boating safety class administrators; reduces redundant boating regulations already covered by Code of Federal Regulations; clarifies second amendment rights to carry certain weapons during special hunting seasons; reduces mandates on applying for elk license lottery and special license applications; removes 5-year reporting requirements for possession of domestic fox or European rabbits held before July 1, 2017; removes reporting requirements for prairie dogs held in possession; removes mandatory reporting of harvested snakehead fish; and repealed regulation over license consignment agents.
Expected Date	August 2025

Action/Stage or Guidance Document Forum ID: n/a	
Title of Proposed Regulatory Action or Guidance Document Special Regulatory Reduction Cycle (upcoming)	
Brief Overview Per planning calls with ORM staff in April, the Department currently sits at a 21% regulatory requirement reduction as of the May 22 Board meeting, once the above regulatory actions become effective. To meet the Governor's requirement of a 25% regulatory requirement reduction outlined in EO 19, we will be conducting a special regulatory amendment cycle (separate from our regularly scheduled biennial cycles) to locate and remove 49 additional regulatory mandates that will meet this goal by December 31, 2025. Preliminary plans include a proposal stage occurring in August and a subsequent final stage in October.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Staff are currently working to identify at least 49 more mandates to eliminate from our regulatory catalog. Proposals will be brought forward at our August Board meeting.
Expected Date	December 2025

Virginia Marine Resources Commission (VMRC)

Total Regulatory Actions for FY26 = 8

Action/Stage or Guidance Document Forum ID (if available) n/a		
Title of Proposed Regulatory Action or Guidance Document Revisions to Regulations Pertaining to Shrimp		
Brief Overview Chapter 4VAC20-1390 "Pertaining to Shrimp" This regulatory change is to expand participation in the shrimp trawl fishery.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	None	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document Revisions to Regulations Pertaining to Oyster Harvest Seasons and Limits		
Brief Overview Chapter 4VAC20-720 "Pertaining to Restrictions on Oyster Harvest" This regulatory change establishes the 2025-2026 areas of public harvest, public oyster harvest seasons, and oyster resource conservation measures.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	Expanding season limits to maximize the benefits of the resource.	
Expected Date	August 2025	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Revisions to Regulations for Atlantic Striped Bass		
Brief Overview Chapter 4VAC20-252 "Pertaining to Atlantic Striped Bass" This regulatory change is to comply with Addendum III of the Interstate Fisheries Management Plan for this species.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	None	
Expected Date	December 2025	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Establishment of Regulation Pertaining to Catfish		
Brief Overview Chapter 4VAC20-1420 "Pertaining to Catfish" This regulatory change establishes a regulation pertaining to catfish to create a commercial hook-and-line license for invasive catfish species.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	Increases access for watermen by creating a hook-and-line license that is not limited entry.	
Expected Date	February 2026	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Revisions to the Regulation Pertaining to Bluefish		
Brief Overview Chapter 4VAC20-450 "Pertaining to the Taking of Bluefish" This regulatory change is to require weekly harvest reporting requirements to better track the bluefish quota established by the ASMFC and MAFMC.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	None	
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document Revisions to Regulations Pertaining to Restrictions on the Harvest of Shellfish in Condemned Shellfish Areas		
Brief Overview Chapter 4VAC20-1290 "Pertaining to Restrictions on the Harvest of Shellfish and in Condemned Shellfish Areas" This regulatory change updates tag requirements to protect and promote the oyster broodstock within the condemned shellfish areas and within the tidal waters of the Commonwealth and to protect the public health		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	Discretionary action
Deregulatory Component	None	
Expected Date	March 2026	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Revisions to Regulations Pertaining to Black Sea Bass		
Brief Overview Chapter 4VAC20-950 "Pertaining to Black Sea Bass" This regulatory change is to comply with the Interstate Fishery Management Plan for this species.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☐ Discretionary action
Deregulatory Component	None	
Expected Date	April 2026	

Action/Stage or Guidance Document Forum ID (if available)		
Title of Proposed Regulatory Action or Guidance Document Revisions to Regulations Pertaining to the Blue Crab Fishery		
Brief Overview Chapter 4VAC20-270 "Pertaining to Blue Crab Fishery" This regulatory change establishes management measures, including season and bushel limits, for the 2026-27 commercial crab fishery and to close the 2026-27 winter dredge season.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary action
Deregulatory Component	None	
Expected Date	June 2026	

Secretariat of Public Safety and Homeland Security

Virginia Board of Local and Regional Jails (BLRJ)

Total Regulatory Actions for FY26 = 3

Action/Stage or Guidance Document Forum ID (if available) RIS Project 7155		
Title of Proposed Regulatory Action or Guidance Document Regulations for Private Management and Operation of Prison Facilities (6VAC15-45)		
Brief Overview The intent of regulation 6VAC15-45 is to ensure that minimum standards for the administration and operation of private prisons are met. Action is underway through the Virginia Register of Regulations to repeal these regulations as they are no longer under the purview of the BLRJ. Notice of the proposed repeal was published in the Virginia Register of Regulations June 2, 2025, Volume 41 Issue 21. The public comment period ends July 2, 2025, and the anticipated effective date for the repeal is July 17, 2025.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☐ Final Rule	☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary action
Deregulatory Component	Not applicable	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Revisions to Minimum Standards for Jails and Lockups (6VAC15-40)	
Brief Overview The Periodic Review Report of Findings was filed on 2/01/2022 and noted standards should be revised. In addition to changes necessary to reflect the name change of the BLRJ, other revisions will be made as a result of findings during the BLRJ examination of the regulations. Pursuant to Executive Orders 19 and 30, the BLRJ looks forward to partnering with the Office of Regulatory Management (ORM) to explore the assistance of artificial intelligence (AI) to identify options for regulatory streamlining.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule (Exempt) ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	This Chapter contains 282 mandatory regulatory components and 14 discretionary components. The BLRJ is currently in the process of review and the number of regulations revised will be available upon completion.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document Periodic Review of Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities (6VAC15-81)	
Brief Overview Regulations addressing the Needs Assessment portion of the required Community Based Corrections Plan (CBCP) are under review for the purposes of simplification and clarification. The Planning Study portions of the CBCP are being analyzed to obtain cost information for projects presented to the BLRJ for consideration. This regulatory action may also benefit from the assistance of AI to identify streamlining opportunities and potential targeted analyses.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule (Exempt) ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	The BLRJ review will attempt to revise regulations within the Needs Assessment process while ensuring the documentation of cost data is accurate and comprehensive and addresses life, health and safety for inmates and staff.
Expected Date	June 2026

Virginia Department of Criminal Justice Services (DCJS)

Total Regulatory Actions for FY26 = 18

Action/Stage or Guidance Document Forum ID (if available) <i>Not yet available</i>	
Title of Proposed Regulatory Action or Guidance Document Amendments to Public Participation Guidelines Resulting from Periodic Review 2025	
Brief Overview DCJS will amend 6 VAC 20-11 to comport with a change to the Administrative Process Act (§ 2.2-4000 et seq.) resulting from the enactment of Chapter 795 of the 2012 Acts of Assembly. § 2.2-4007.02(B) was amended to specify that interested persons shall be afforded the opportunity to be accompanied by and represented by counsel or other representative when these persons present their views on a regulation. This action is not expected to be controversial because it is mandated in order to bring the agency Public Participation Guidelines into compliance with changes to the Administrative Process Act.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The action is not anticipated to have any deregulatory component. The only contemplated change will be updating the Public Participation Guidelines to comply with changes to the Administrative Process Act that occurred after the promulgation of the regulation.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) <i>Not yet available</i>	
Title of Proposed Regulatory Action or Guidance Document Amendments to Rules Relating to Certification of Criminal Justice Instructors	
Brief Overview DCJS will review and amend 6VAC20-80 and FORMS section of the regulation as needed to make technical amendments, remove outdated language, eliminate unnecessary or duplicative requirements, and update and clarify language.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This action will likely reduce regulatory requirements where possible and support the overall efforts toward regulatory reduction in the Commonwealth pursuant to Executive Order 19.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) <i>Not yet available</i>	
Title of Proposed Regulatory Action or Guidance Document Amendments to Rules Relating to Criminal Justice Training Academies	
Brief Overview DCJS will review and amend 6VAC20-90 and DIBRs as needed to make technical amendments, remove outdated language, eliminate unnecessary or duplicative requirements, and update and clarify language.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This action will likely reduce regulatory requirements where possible and support the overall efforts toward regulatory reduction in the Commonwealth pursuant to Executive Order 19.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) <i>Not yet available</i>	
Title of Proposed Regulatory Action or Guidance Document Amendments to Rules Relating to Compulsory Minimum Training Standards for Law-Enforcement Field Training Officers	
Brief Overview DCJS will review and amend 6VAC20-280 as needed to make technical amendments, remove outdated language, eliminate unnecessary or duplicative requirements, and update and clarify language.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This action will likely reduce regulatory requirements where possible and support the overall efforts toward regulatory reduction in the Commonwealth pursuant to Executive Order 19.
Expected Date	January 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5723 / Stage 10391	
Title of Proposed Regulatory Action or Guidance Document New Regulation to Establish Professional Standards of Conduct and Procedures for Decertification	
Brief Overview This regulatory action establishes 6 VAC 20-65 to implement legislative mandates from SB 5030 of the 2020 Special Session, which required the Department of Criminal Justice Services (DCJS) to adopt statewide professional standards of conduct and due process procedures for decertification of certified law enforcement and jail officers based on serious misconduct. Initially adopted as an emergency regulation which went into effect March of 2024, this permanent implementation of the regulation also incorporates changes stemming from SB 88 of the 2024 Session of the General Assembly which necessitated additions to Section 40 and revisions to the DC-1 reporting form. As the Emergency regulation is set to expire in September 2025, DCJS has filed for a 6-month extension to ensure that the Standards of Conduct and procedures for decertification and appeals still remains valid and active.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☒ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	This action will not have a deregulatory component as it establishes new, legislatively mandated regulations required by §§ 15.2-1706, 15.2-1707, and 15.2-1708; § 9.1-102(36)(61) of the <i>Code of Virginia</i> .
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5722 / Stage 10165		
Title of Proposed Regulatory Action or Guidance Document Amendments to Compulsory In-Service Training Standards for Law Enforcement Officers, Jailors or Custodial Officers, Process Service Officers, and Officers of the Department of Corrections, Division of Operations, affecting Chapter 6 VAC 20-30		
Brief Overview The Department of Criminal Justice Services is amending 6 VAC 20-30 to align training standards for new law enforcement officer recruits with legislation from the 2020 Special Session I of the General Assembly. The changes include updates to in-service training hours and standards requirements, incorporate public safety telecommunicators (dispatchers) in-service training hours and standards, and create a cohesive set of standards across all criminal justice professions. New in-service training topics required by the legislation include (i) awareness of bias-based policing, (ii) working with individuals with disabilities, mental health needs, and substance use disorders, (iii) enhanced use of force and de-escalation techniques, and (iv) a module of principles-based training for crisis intervention for law enforcement officers. This action is also serving as a periodic review as one has not been completed in some time. The Proposed stage was submitted to the OAG on 10/21/2024. It is anticipated that the final stage will be completed and the amendments to the regulation will be adopted during Fiscal Year 2026.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action does not reduce regulatory requirements or compliance burdens but rather updates outdated language and the minimum number of hours required, and replaces the existing outdated FORMS section, which is currently listed as the PIC-1 Form (rev. 11/05).	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 5726 / Stage 10157		
Title of Proposed Regulatory Action or Guidance Document Amendments to Jailor/Court Security/Civil Process Training Standards		
Brief Overview The Department of Criminal Justice Services is amending 6 VAC 20-50 as a result of a comprehensive review. It updates the compulsory minimum training standards for jailors, civil process officers, and courtroom/courthouse security officers. Training standards have been incorporated into regulation as a Document Incorporated By Reference. Civil process and courtroom security officers will now be mandated to attend either a law enforcement or jail officer basic training curriculum, consolidating each functions requirements under a single "Operations" category. Additional revisions include new performance outcomes for both civil process and courtroom/courthouse security officers addressing the recording and reporting of injuries, added deputy safety procedures, and a new category of Officer Wellness for jail officers. Field Training categories for all functions (jailor, civil process, and courtroom/courthouse security officers) were also updated to incorporate additional performance-based tasks. The regulation also reflects changes necessitated by legislation from the 2020 Special Session and is also serving as a periodic review as one has not been completed in some time. The Proposed Stage has been under review by the Secretary of Public Safety and Homeland Security since December 2023. It is anticipated that the Final Stage will be approved and the amendments to the regulation will be adopted during FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	Amendments have been made to streamline the regulation to eliminate redundant categories. To bring uniformity to the requirements put upon criminal justice professions that DCJS regulates where possible, the timeframe to successfully complete the training outlined in 6VAC20-50-40 has been increased from 12 months to 18 months to coincide with the timeframe allowed for completion of law enforcement officers' required training completion time.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6655 / Stage 10592	
Title of Proposed Regulatory Action or Guidance Document New Regulation Related to Training Standards for School Resource Officers (will be Chapter 6 VAC 20-55)	
Brief Overview DCJS is promulgating a new regulation 6 VAC 20-55 in accordance with SB1130 and HB2609 of the 2019 Session of the General Assembly, which mandated that DCJS promulgate compulsory minimum training standards specific to School Resource Officers (SROs) and required compliance by any full- or part-time law enforcement officer serving in that capacity after July 1, 2020. The action sets forth rules and requirements for sworn officers employed by Sheriffs' Offices or Police Departments as (SROs) in the Commonwealth and assigned to elementary, middle, high schools, and colleges in Virginia. After working with subject matter experts to develop the regulation, DCJS obtained approval from the Criminal Justice Services Board in October 2024 to move forward with an Emergency action to establish the regulation. This Emergency action was submitted to the Office of the Attorney General in November 2024. It is anticipated that the Proposed stage will be approved in FY26.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary Action ☒ Action required by state statute
Deregulatory Component	This action will not reduce the regulatory requirements of the agency but rather will enhance the safety of some of the youngest citizens of Virginia by the promulgation of a new regulation setting statewide standards and requirements to be utilized by employing sheriffs' offices and/or police departments for their SROs working in/on school campuses.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6346 / Stage 10615		
Title of Proposed Regulatory Action or Guidance Document Comprehensive Review and Update of the Compulsory Minimum Training Standards for Dispatchers, affecting Chapter 6 VAC 20-60		
Brief Overview DCJS is amending 6 VAC-20-60 to revise the compulsory minimum training standards for law enforcement dispatchers (now also referred to in regulation as “public safety telecommunicators”). Training standards contained in 6 VAC 20-60-20 are being updated as well as the required timeframe for completion of training contained in 6 VAC 20-60-40. The existing DIBR is being replaced with compulsory minimum training standards and Field Training performance outcomes. Training on Alzheimer’s Disease and dementia resulting from HB933 of the 2024 General Assembly Session has been added. The action also aligns dispatcher training with recent updates made for law enforcement officers, jail officers, civil process and courtroom/courthouse security officers and Department of Corrections staff, to promote consistency across all criminal justice professions regulated by DCJS. This action is also serving as a periodic review as one has not been completed in some time. The Proposed action is currently under review at the Office of the Attorney General since December 2024. It is anticipated that the Proposed Stage will be approved in FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action will not reduce regulatory requirements or compliance burdens, but rather, will update outdated language within the compulsory minimum training standards, fix technical and grammatical errors and a lack of measurability in certain performance outcomes and training objectives, as well as provide updates to the FORMS and DIBR sections within this regulation.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 5724 / 9934		
Title of Proposed Regulatory Action or Guidance Document New Regulation for the Compulsory Minimum Training Standards for Detector Canine Handlers Employed by the Department of Corrections; Standards for the Training and Retention of Detector Canines used by the Department of Corrections		
Brief Overview This action will have DCJS establish a new VAC chapter (anticipated as 6 VAC 20-105) to set compulsory minimum training standards for detector canine handlers employed by the Virginia Department of Corrections. It also sets standards for the training and retention of detector canines and mandates the establishment of a centralized performance database. The action stems from the passage of SB 5030 from the 2020 Special Session of the General Assembly. The NOIRA for this action is currently under review with the Secretary of Public Safety and Homeland Security. It is anticipated to move to the Proposed stage in FY 2026.		
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	This action will not have a deregulatory component as it establishes new regulations required by § 9.1-102 (56) of the <i>Code of Virginia</i> .	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6644 / Stage 10803	
Title of Proposed Regulatory Action or Guidance Document Comprehensive Review and Update of Requirements Related to Sealing and Expungement of Records	
Brief Overview As a result of a periodic review completed in early 2024, DCJS intends to amend several sections of 6 VAC 20-120 to modify and update the requirements related to the sealing and expungement of criminal history records. DCJS anticipates the continued collaboration with Virginia State Police during the latter half of 2025 to complete drafting of regulatory language and will file the Proposed Stage in FY26.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	This action is the result of a periodic review. Technical amendments will be made as needed, unnecessary requirements will be eliminated, and regulatory language will be updated and clarified.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6347 / Stage 10386		
Title of Proposed Regulatory Action or Guidance Document Comprehensive Review and Update of CASA Program Requirements		
Brief Overview DCJS is amending 6 VAC 20-160 to revise the Rules Relating to Court-Appointed Special Advocate (CASA) Programs. The action includes technical amendments across all sections, clarifies and updates language, eliminates outdated or unnecessary requirements, and expands the responsibilities of under governing boards at the local level for CASA programs throughout the Commonwealth. The action is also serving as a periodic review as one has not been completed in some time. The action is currently under Attorney General's Office review since June 2024. It is anticipated that the Final stage will be filed in FY 2026.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action will not reduce the regulatory requirements of the agency but rather replace outdated language and simplify the requirements related to Court Appointed Special Advocates in the Commonwealth.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 5651 / Stage 9326		
Title of Proposed Regulatory Action or Guidance Document Amendments to Schedule of Fees, affecting Chapters 6 VAC 20-172, 6 VAC 20-173, 6 VAC 20-174, 6 VAC 20-230, 6 VAC 20-250, 6 VAC 20-260		
Brief Overview DCJS is amending the fee schedules contained within 6 VAC 20-172, 6 VAC 20-173, 6 VAC 20-174, 6 VAC 20-230, 6 VAC 20-250, 6 VAC 20-260. These chapters regulate Private Security Services Businesses, Private Security Services Training Schools, Private Security Services Registered Personnel, Special Conservators of the Peace, Property and Surety Bail Bondsmen, and Bail Enforcement Agents, respectively. The fees have not been updated since at least 2009, with the oldest fees enacted in 2003. The fee amendments aim to address inflation and ensure the sustainability of operations for the Division of Licensure and Regulatory Services (DLRS). DLRS manages the seven programs under a shared service model instead of each program having its own management team, call center, application processors, investigators, adjudication unit, etc., which provides an economy of scale to operation. However, in order to meet fiscal obligations, account for inflation, and ensure sustainability of the programs as well as funding necessary IT updates.		
The Proposed Stage was submitted to the Attorney General in July of 2021, and this action is currently awaiting the completion of the Governor's review.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action does not reduce regulatory requirements or compliance burdens but rather updates the fee structure that DLRS enforces and collects for various private security businesses, schools, and personnel programs.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6646 / Stage 10579		
Title of Proposed Regulatory Action or Guidance Document Amendments to Entry-Level and In-Service Training to Include Human Trafficking		
Brief Overview The Department of Criminal Justice Services is amending sections of 6 VAC 20-174 to incorporate legislatively mandated entry-level and in-service human trafficking for four types of private security professionals as required by the passage of HB 203 from the 2024 Session of the General Assembly. The four categories of security professionals affected are: alarm respondents, armed security officers, couriers, security canine handlers, and unarmed security officers. This action also increases the mandatory training for these professions by one hour to account for the additional category. The action was submitted to the Office of the Attorney General on 11/13/2024 and is currently under review. DCJS anticipates the adoption of the Emergency regulation and the filing of the Proposed stage in FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☐ Discretionary Action
Deregulatory Component	This action adds legislatively mandated training to the regulation and has no deregulatory component.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 5832 / Stage 9557		
Title of Proposed Regulatory Action or Guidance Document Comprehensive Review and Update of the Compulsory Minimum Training Standards Relating to Special Conservators of the Peace, affecting Chapter 6 VAC 20-230		
Brief Overview The Department of Criminal Justice Services is revising and amending 6 VAC 20-230, Regulations Relating to Special Conservators of the Peace (SCOPs). The action includes amendments to the compulsory minimum training standards including technical amendments increasing the number of training hours required, as well as aligning the standards themselves with the newly revised law enforcement compulsory minimum training standards housed within 6 VAC 20-21. Revisions include updates to eight sections of the Chapter, with the addition/integration of CPR and first-aid component/training requirement in 6 VAC 20-230-30 and 6 VAC 20-230-70, as well as changes to sections 6 VAC 20-230-160, 170, 180, 190, 200, and 210 which updated outdated language and revised firearms training standards. Additionally, a separate document for training standards will also be included for consistency with law enforcement officer training. The action is also serving as a periodic review as one has not been conducted in some time. The Department of Planning and Budget completed its review on 6/2/2023 and the action is currently awaiting review from the Secretary of Public Safety and Homeland Security. It is anticipated that the Final stage will be adopted in FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action does not reduce regulatory requirements or compliance burdens but rather, updates outdated language and ensures consistency between the training of SCOPs and law enforcement officers in the Commonwealth.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 4884 / Stage 10591		
Title of Proposed Regulatory Action or Guidance Document Comprehensive Review and Update of the Rules Relating to School Security Officers, affecting Chapter 6 VAC 20-240		
Brief Overview This Emergency action by DCJS revises 6 VAC 20-240, the regulation enumerating the compulsory minimum training standards and requirements relating to school security officers (SSOs) employed in the Commonwealth of Virginia. The action amends seven sections, repeals three, and adds five new sections. Additionally, six forms currently in use by the Virginia Center for School and Campus Safety (VCSCS) will be incorporated into the regulation in a separate Forms section. The action stems from HB1392 from the 2017 Session of the General Assembly, which mandated DCJS to establish additional firearms training and certification requirements for SSOs who carry a firearm in the performance of their duties. The mandates from the legislation were implemented but never incorporated into regulation. DCJS's Campus Safety Division and the VCSCS assembled and consulted with an advisory group comprised of members representing the Department of Education, the Virginia State Crime Commission, and other subject matter experts to draft the regulatory text and forms in this action. On 10/10/2024, the Criminal Justice Services Board approved the opening of this emergency action as well as the regulatory text. The action was submitted to the Office of the Attorney General on 11/18/2024 and is currently under review. It is anticipated that the Emergency regulation will be adopted, and the permanent Proposed Stage will be filed in FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	The action supports the overall efforts toward regulatory reduction in the Commonwealth by providing technical amendments and updates to training standards and relevant information and requirements related to school security officers.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 6647 / Stage 10580		
Title of Proposed Regulatory Action or Guidance Document Comprehensive Review and Update of the Rules Relating to Campus Security Officers, affecting Chapter 6 VAC 20-270		
Brief Overview This Emergency action by DCJS incorporates revisions and updates to five sections and repeals one section of 6 VAC 20-270, which sets forth the compulsory minimum training standards and requirements related to campus security officers employed in the Commonwealth of Virginia. Eight forms and the links to such have been revised and two forms have been eliminated due to no longer being relevant. The Virginia Center for School and Campus Safety division of DCJS worked to assemble and consult with an advisory group comprised of campus chiefs, relevant stakeholders, campus security officer subject matter experts and their supervisors in order to develop the regulation and relevant forms. This action was submitted to the Office of the Attorney General on 11/13/2024 where it is currently under review. It is anticipated that the Emergency regulation will be adopted and DCJS will file the permanent Proposed stage in FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☒ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action will likely reduce the regulatory requirements and support the overall efforts toward regulatory reduction in the Commonwealth. It will provide technical amendments and updates to training standards and relevant information and requirements related to campus security officers.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 5725 / Stage 10243		
Title of Proposed Regulatory Action or Guidance Document New Regulation for the Waiver Process for Law Enforcement Agencies to Use Certain Military Property		
Brief Overview SB5030, passed during the 2020 Special Session I of the General Assembly, mandated that Virginia Department of Criminal Justice Services establish a waiver process allowing law enforcement agencies to utilize certain military property and equipment in accordance with §§ 2.2-5515 and 15.2-1721.1 of the Code of Virginia. This provision of the law was added to § 9.1-102 of the Code of Virginia and became effective March 1, 2021. DCJS promulgated an Emergency regulation which was finalized and effective as of September 13, 2023. A NOIRA to establish a permanent regulation in the Virginia Administrative Code under 6 VAC 300 was filed on January 28, 2024. The Proposed stage of the action is currently under review with the Secretary of Public Safety and Homeland Security. It is anticipated that the action will progress to the Final stage in FY26.		
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☐ Discretionary Action
Deregulatory Component	The promulgation of this action does not reduce regulatory requirements or compliance burdens, but rather, ensures that DCJS is in compliance with legislative mandates.	
Expected Date	June 2026	

Virginia Department of Juvenile Justice (DJJ)

Total Regulatory Actions for FY26 = 13

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Periodic Review of Regulation for Nonresidential Services (6VAC35-150)	
Brief Overview	
This regulatory action is intended to initiate a comprehensive overhaul of the Regulation for Nonresidential Services set forth in 6VAC35-150 and promulgated by the board. The current regulation establishes minimum standards for the operation of state-operated and locally operated court service units and for nonresidential programs available to the juvenile and domestic relations district court.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The department is working to finalize recommendations for reducing the regulatory requirements and anticipates removing several provisions that are operational or improperly incorporate departmental procedures into the regulation.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Action to Amend Compliance Manual for the Regulation for Nonresidential Services (6VAC35-150)	
Brief Overview This action seeks to amend the Compliance Manual for the Regulation for Nonresidential Services (6VAC35-150). The document governs all certification audits of state-operated and locally operated court service units and other entities providing non-residential services and subject to the board's regulations. Proposed amendments will provide interpretive guidance to staff in such facilities and in the department's Certification Unit.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☒ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The action will make preliminary modifications to shorten the document by removing unnecessary purpose statements, extraneous language, and outdated references to incorporated procedures for the sole purpose of reducing the length and word count of the document. Additional changes to align the manual with proposed regulatory changes will be proposed at a later date to coincide with the effective date of the regulatory amendments.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Action to Reduce Requirements for Regulation Governing Juvenile Record Information and the Virginia Juvenile Justice Information System (6VAC35-160)	
Brief Overview This regulatory action seeks to accomplish a portion of the Governor's 25% regulatory reduction and to make additional changes to the Regulation Governing Juvenile Record Information and the Virginia Juvenile Justice information System (6VAC35-160), promulgated by the board. The proposed changes also will clarify existing language and account for changes in agency and industry practices.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The department is working to finalize its reduction plan and anticipates removing certain documents incorporated by reference, ensuring that the proper versions of remaining incorporated documents are referenced, and removing operational provisions more appropriate for agency procedures.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available)	
Action 6678/Stage not available	
Title of Proposed Regulatory Action or Guidance Document	
Action to Amend the Regulation Governing the Monitoring, Approval, and Certification of Juvenile Justice Programs and Facilities (6VAC35-20)	
Brief Overview	
This action seeks to amend the Regulation Governing the Monitoring, Approval, and Certification of Juvenile Justice Programs and Facilities, in accordance with the most recent Periodic Review Report. The language in the regulation will be amended for clarity and precision, and two existing sections will be repealed. This regulation is promulgated by the board.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	This action will result in modest reductions by rescinding language that is procedural in nature and by reducing one section that currently goes much further than the associated Code of Virginia requirements.
Expected Date	November 2025

Action/Stage or Guidance Document Forum ID (if available) Action 4608/Stage 9889	
Title of Proposed Regulatory Action or Guidance Document Periodic Review of Regulation Governing Juvenile Correctional Centers (6VAC35-71)	
Brief Overview This regulatory action seeks to amend the Regulation Governing Juvenile Correctional Centers (6VAC35-71) promulgated by the board, which provides the minimum standards for juvenile correctional center staff. The proposed amendments will help the department ensure proper safeguards are in place when room confinement is imposed and control and limit staff use of mechanical restraints, the mechanical restraint chair, and protective devices.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	This regulatory action will remove all requirements currently contained in Part X of the regulation related to juvenile boot camp programs. The department plans to remove the compliance manual as a document incorporated by reference so that it exists as a standalone document no longer deemed a part of the regulation. In addition, several provisions that improperly incorporate departmental procedures into the regulation are being removed. Because juvenile correctional centers are operated by the department, these changes will not count towards regulatory reduction.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 4617/Stage 9297	
Title of Proposed Regulatory Action or Guidance Document Periodic Review of Regulation Governing Juvenile Secure Detention Centers (6VAC35-101)	
Brief Overview This action includes comprehensive amendments to the Regulation Governing Juvenile Secure Detention Centers (6VAC35-101), promulgated by the board. The purpose of this action is to continue to enhance programming and ensure safety and security within these facilities. Among the most noteworthy changes, the regulation imposes numerous restrictions on juvenile detention center staff use of mechanical restraints, the mechanical restraint chair, and spit guards, as well as room restriction and disciplinary room restriction.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	Several provisions will be streamlined, and guidance documents improperly incorporated by reference have been removed.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5617/Stage 9890	
Title of Proposed Regulatory Action or Guidance Document Establish new regulations applicable to programs detaining youth pursuant to federal contracts (6VAC35-200)	
Brief Overview This action seeks to establish a new set of regulatory provisions (Regulations Governing the Housing of Youth Pursuant to Contracts with the Federal Government, 6VAC35-200), promulgated by the board that will apply to programs for youth detained in juvenile correctional facilities pursuant to contracts with federal government entities. The action is the product of a legislative mandate enacted during the 2020 Virginia General Assembly Session (Chapter 599 of the 2020 Acts of Assembly, codified as Code of Virginia § 66-10.2) that directs the board, in collaboration with DBHDS, to promulgate regulations governing the housing of youth who are detained in a juvenile correctional facility pursuant to a contract with the federal government and not committed to such juvenile correctional facility by a court of the Commonwealth.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	While this action will result in a net increase in regulatory requirements, the department is making every effort to ensure this chapter is aligned with the existing chapters concerning juvenile detention centers (JDCs) and juvenile correctional centers (JCCs) in order to minimize the impact. Also worth noting, this chapter only applies to those facilities choosing to enter into a contract with the federal government. As of the submission date of this report, this includes only one of the state's 24 JDCs; the state's single JCC currently does not participate in any of the federal arrangements covered by this Code section.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 4638/Stage 9996	
Title of Proposed Regulatory Action or Guidance Document Periodic Review of Regulation Governing Juvenile Group Homes and Halfway Houses (6VAC35-41)	
Brief Overview This regulatory action seeks to amend the Regulation Governing Juvenile Group Homes and Halfway Houses (6VAC35-41) promulgated by the board. The action proposes comprehensive amendments to ensure the safety and rehabilitation of juveniles residing in group home facilities. Proposed changes include, among others, requirements for periodic room checks, a decrease in the mandated training hours for certain staff, and new information-sharing requirements during resident transportation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The changes proposed for this chapter include removing the compliance manual incorporated by reference into the regulation so that the manual becomes a standalone resource. The department also proposes to remove requirements regarding programs no longer in operation and various provisions regarding resident searches.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5468/Stage 10075		
Title of Proposed Regulatory Action or Guidance Document Amend Regulations Governing Mental Health Services Transition Plans for Incarcerated Juveniles (6VAC35-180)		
Brief Overview The Regulation Governing Mental Health Service Transition Plans for Incarcerated Juveniles promulgated by the board establishes a process for ensuring the provision of post-release services for juveniles committed to the department or detained in a post-dispositional program who have been identified as having a recognized mental health, substance abuse, or other therapeutic treatment need. The department has not amended this regulation since it took effect in 2008. This action seeks to conduct a comprehensive review and amendment of the existing chapter to ensure that the regulation: (i) establishes requirements that are feasible for staff in juvenile correctional centers, court service units, and post-D programs operated by juvenile detention centers; (ii) is not broader in scope than intended by the governing statute, and (iii) includes provisions aimed at successfully transitioning youth with recognized mental health, substance abuse, or other treatment needs from these facilities back to the community.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute	☒ Discretionary action
Deregulatory Component	This action updates a provision requiring a sometimes time-consuming memorandum of understanding to allow the regulated entities to certify their use of family assessment and planning teams (as established pursuant to statute) in the development of mental health services transition plans for juveniles. While this change does not reduce the number of requirements, it does provide an avenue to reduce the regulatory burden on court service units and juvenile detention centers operating post-dispositional programs. Additionally, documents currently incorporated into the regulation will exist as standalone documents, further reducing discretionary requirements.	
Expected Date	June 2026	

Action/Stage or Guidance Document Forum ID (if available) Action 5467/Stage 9317	
Title of Proposed Regulatory Action or Guidance Document Amend Regulation Governing State Reimbursement of Local Juvenile Residential Facility Costs (6VAC35-30)	
Brief Overview This regulatory action seeks to amend the Regulation Governing State Reimbursement of Local Juvenile Residential Facility Costs set forth in 6VAC35-30 and promulgated by the board. The current regulations establish a process for localities seeking to obtain state reimbursement funding for qualifying construction projects involving juvenile detention centers and juvenile group home facilities in accordance with § 16.1-309.5 of the <i>Code of Virginia</i> . Although a moratorium on state reimbursement for such projects has been in place for several years, localities remain subject to the reimbursement process outlined in this regulation. The department initiated this action to reduce the regulatory burden on localities engaged in qualifying projects.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The proposal seeks to remove the requirement to apply a complicated formula for determining reimbursement amounts and to make additional changes to simplify the process for localities that wish to preserve their right to seek reimbursement should the General Assembly ever reinstate funding. In addition to these changes, the proposal seeks to remove a number of provisions that improperly incorporate departmental procedures into the regulation. One document incorporated by reference (the Step-by-Step Procedures) will be shortened by removing the part that was developed by the department and retaining only the architect-developed portion. Finally, the department proposes shortening a separate document incorporated by reference (the CPSM Manual) by pointing only to the provisions JDCs must follow instead of the entire document.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 5467/Stage 9317	
Title of Proposed Regulatory Action or Guidance Document Adopt New Regulation Governing the Process for Planning, Designing, and Constructing Locally Funded Juvenile Residential Facilities (6VAC35-35)	
Brief Overview This regulatory action seeks to create a new chapter promulgated by the board, the Regulation Governing the Process for Planning, Designing, and Constructing Locally Funded Juvenile Residential Facilities (6VAC35-35). The action is related to the action to amend the Regulations Governing State Reimbursement of Local Juvenile Residential Facility Costs. The department initiated this regulatory action to reduce the regulatory burden on localities constructing local juvenile detention centers and juvenile group homes by allowing for an expedited departmental review process for those localities engaged in qualifying construction projects that have no intention of seeking state reimbursement in the future should funding ever become available.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	While this proposal adds a new regulatory chapter and imposes new requirements, the purpose of the action is to lessen the burden on those localities that have no intention of seeking reimbursement by allowing for an expedited departmental review. Localities subject to this chapter will need to fulfill fewer regulatory requirements than under the amended reimbursement regulation chapter.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6419/Stage 10698	
Title of Proposed Regulatory Action or Guidance Document Periodic Review of the Regulation Governing Juvenile Data Requests and Research Involving Human Subjects (6VAC35-170)	
Brief Overview This regulatory action seeks to accomplish the Governor's 25% regulatory reduction initiative by identifying extraneous and unnecessarily burdensome provisions that may be removed from the Regulation Governing Juvenile Data Requests and Research Involving Human Subjects (6VAC35-170), promulgated by the board. In addition, proposed amendments will clarify confusing language and more closely align provisions with industry practices.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Discretionary action ☒ Action required by state statute
Deregulatory Component	The department anticipates removing several provisions that could be addressed through other means or that impose administrative burdens on individuals submitting data requests or research proposals involving youth served by the department.
Expected Date	June 2026

Action/Stage or Guidance Document Forum ID (if available) Action 6433/Stage 10605	
Title of Proposed Regulatory Action or Guidance Document Amend Regulation Governing Juvenile Secure Detention Centers to Add Provisions Pertaining to Community Placement Programs (6VAC35-101)	
Brief Overview This action will fill a gap in the department's regulatory structure by creating rules within the Regulation Governing Juvenile Secure Detention Centers (5VAC35-101) pertaining to committed (direct care) youth who are placed in Community Placement Programs (CPPs). CPPs are highly structured residential programs operated for direct care of youth in juvenile detention centers (JDCs). CPPs seek to place youth in smaller settings closer to their home communities to increase family engagement and facilitate a smoother transition after release. These programs currently are governed by agreements between the department and participating JDCs. Creating a regulatory structure around these programs will help ensure these youth receive treatment and rehabilitation services that are consistent among JDCs and are comparable to the services they would receive at the state's centrally located juvenile correctional center at Bon Air. These regulations will be promulgated by the board.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The department expects this action to result in a net increase in regulatory requirements for the JDCs that choose to participate in CPPs; however, these requirements will ease the overall burden on families and provide clarity for those juvenile detention centers operating CPPs. The new rules will be consistent with current practice while prioritizing the best interests of the youth placed in these programs.
Expected Date	June 2026

Virginia Department of Corrections (VADOC)

Total Regulatory Actions for FY26 = 3

Title of Proposed Regulatory Action or Guidance Document Furloughs (6VAC16-30)	
Brief Overview This action will establish regulations under 6VAC16 to provide parameters governing furloughs as provided for in § 53.1-37. The regulations shall address any extension of limits of confinement, time duration of furloughs, and require that any prisoner who is on furlough will not be granted time served against any sentence.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule (Exempt) ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	These regulations previously existed within regulations promulgated by the State Board of Local and Regional Jails, which were repealed since the authority for these regulations is now with the Department of Corrections.
Expected Date	January 2026

Title of Proposed Regulatory Action or Guidance Document Conditions for Good Conduct Allowance (6VAC16-60)	
Brief Overview This action will establish regulations under 6VAC16 for the earning of good conduct allowance. The regulations shall require, as a condition for earning the allowance, that a prisoner participate in an appropriate educational, training, work, counseling or substance abuse program or other program intended for his rehabilitation, as provided in § 53.1-32.1. The amount of good conduct allowance to be credited to those persons eligible therefore shall be based upon compliance with written prison rules or regulations; a demonstration of responsibility in the performance of assignments; and a demonstration of a desire for self-improvement.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule (Exempt) ☐ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	These regulations previously existed under the State Board of Local and Regional Jails, which were repealed since the authority for these regulations is now with the Department of Corrections.
Expected Date	January 2026

Title of Proposed Regulatory Action or Guidance Document	
Corrections Private Management Act (6VAC16-70)	
Brief Overview	
This action will establish regulations under 6VAC16 governing the following aspects of private management and operation of prison facilities: 1. Contingency plans for state operation of a contractor-operated facility in the event of a termination of the contract; 2. Use of deadly and non-deadly force by prison contractors' security personnel; 3. Methods of monitoring a contractor-operated facility by the Department or the Board; 4. Public access to a contractor-operated facility; and 5. Such other regulations as may be necessary to carry out the provisions of this chapter.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed Rule (Exempt) ☐ Final Rule ☐ Emergency Rule ☒ Fast-Track Rule
Additional Description	☐ Expedited Rule ☐ Exempt Rule ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	Currently, these regulations exist under the State Board of Local and Regional Jails, which will be repealed since the authority for these regulations is now with the Department of Corrections.
Expected Date	June 2026

Virginia Department of Emergency Management (VDEM)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available)	
Not Available	
Title of Proposed Regulatory Action or Guidance Document	
Chapter 10 Public Participation Guidelines	
Brief Overview	
VDEM anticipates repealing Chapter 10 Public Participation Guidelines due to the agency's lack of regulatory power.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This action will repeal VDEM's section of the Virginia Administrative Code, thereby affirming the agency's non-regulatory status. Chapter 10, Public Participation Guidelines, does not serve an operative regulatory function and is therefore unnecessary.
Expected Date	July 2025

Virginia State Police (VSP)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available)	
Not yet available.	
Title of Proposed Regulatory Action or Guidance Document	
Motor Carrier Safety Regulations - Summer 2025 Amendments – FINAL – 19VAC30-20	
Brief Overview	
Pursuant to section 52-8.4 the Superintendent of State Police, with the cooperation of such other agencies of the Commonwealth as may be necessary, shall promulgate regulations pertaining to commercial motor vehicle safety pursuant to the United States Motor Carrier Act of 1984. These regulations shall set forth criteria relating to driver, vehicle, and cargo safety inspections with which motor carriers and transport vehicles shall comply and shall be no more restrictive than the applicable provisions of the Federal Motor Carrier Safety Regulations of the United States Department of Transportation. The adoption of these regulations is required for the Commonwealth to remain eligible for federal grants which support the Commonwealth's commercial motor vehicle enforcement efforts. This revision is being made to grant qualified Virginia law enforcement officers the authority to enforce the Federal Motor Carrier Safety Regulations promulgated by the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, with amendments promulgated and in effect as of October 1, 2025, pursuant to the United States Motor Carrier Safety Act found in 49 CFR Part 385 and 49 CFR 395.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed Rule ☒ Final Rule ☐ Emergency Rule ☐ Fast-Track Rule
Additional Description	☐ Expedited Rule ☒ Exempt Rule ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☒ Action required by state statute ☐ Discretionary action
Deregulatory Component	This action will ensure the Commonwealth remains in compliance with the FY 2025 Motor Carrier Safety Action Program (MCSAP) Grant funding received from the US DOT.
Expected Date	October 2025

Secretariat of Transportation

Virginia Department of Motor Vehicles (DMV)

Total Regulatory Actions for FY26 = 1

Action/Stage or Guidance Document Forum ID (if available)	
Title of Proposed Regulatory Action or Guidance Document	
Update the Driver Training School regulations to conform certain sections to the Code of Virginia	
Brief Overview	
The proposed regulatory action would update certain sections in 24VAC20-121-20, 24VAC20-121-60, and 24VAC20-121-140 to conform to recent changes within the Code of Virginia.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary action
Deregulatory Component	The proposed regulatory change would conform the Driver Training School regulations to the Code of Virginia to prevent any confusion from customers that may result from these discrepancies. As the Code of Virginia supersedes the Administrative Code, these changes do not introduce any additional burden to regulants.
Expected Date	October 2025

Virginia Department of Transportation (VDOT)

Total Regulatory Actions for FY26 = 14

Action/Stage or Guidance Document Forum ID (if available)		
Action 6537/Stage ID not available		
Title of Proposed Regulatory Action or Guidance Document		
Final stage of amendments to the General Rules and Regulations of the Commonwealth Transportation Board (24VAC30-21) by the CTB		
Brief Overview		
A review of 24VAC30-21, General Rules and Regulations of the Commonwealth Transportation Board (CTB), indicated that amendments to streamline the regulation are warranted. Thus, the CTB approved regulatory amendments, with the Proposed stage of the rulemaking process being published in the May 19, 2025, edition of the <i>Virginia Register</i> . The Final stage will be filed upon the close of the public comment period for the Proposed stage.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action is expected to remove five discretionary requirements on regulants from the regulation. The amendments will also streamline the regulatory text for improved clarity.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Rules and Regulations Controlling Outdoor Advertising and Directional and Other Signs and Notices (24VAC30-120) NOIRA by the CTB	
Brief Overview	
A preliminary review of 24VAC30-120, Rules and Regulations Controlling Outdoor Advertising and Directional and Other Signs and Notices, has indicated that amendments to the regulation are warranted. Thus, the CTB is expected to approve a NOIRA to initiate a comprehensive review of the regulation. The intent of this action is to remove redundant or obsolete language and identify opportunities for regulatory reduction and streamlining.	
Regulatory Stage (check one box)	☒ NOIRA ☐ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Specific deregulatory amendments cannot be determined at this time.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6274/Stage ID not available	
Title of Proposed Regulatory Action or Guidance Document Land Use Permit Regulations (24VAC30-151) Final amendments by the CTB	
Brief Overview The CTB expects to file Final amendments to 24VAC30-151, Land Use Permit Regulations, based upon the proposed amendments published during the Proposed stage. The proposed regulatory changes are intended to remove redundant or obsolete language, add clarity, and achieve regulatory reduction and streamlining.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The proposed amendments will remove 12,876 discretionary requirements on regulants from the regulation. The documents incorporated by reference will be removed, which will eliminate confusion over which documents each regulated entity is required to follow and ensure the correct versions of the relevant documents are specified at any given time. The relevant documents will instead be included in the terms of the land use permit obtained by regulated entities.
Expected Date	July 2025

Action/Stage or Guidance Document Forum ID (if available)		
Not available		
Title of Proposed Regulatory Action or Guidance Document		
Exempt action to amend the Traffic Impact Analysis Regulations (24VAC30-155); Standards for Use of Traffic Control Devices to Classify, Designate, Regulate, and Mark State Highways (24VAC30-315); Urban Maintenance and Construction Policy (24VAC30-325); and Rules Governing Person with Disability Traffic Signs (24VAC30-630) by the CTB and VDOT		
Brief Overview		
State adoption of the 11 th Edition of the federal Manual on Uniform Traffic Control Devices (MUTCD) is required by federal law and must be completed by January 2026. Virginia will achieve this through amendments to the Standards for Use of Traffic Control Devices to Classify, Designate, Regulate, and Mark State Highways (24VAC30-315). The amendments will adopt the 2025 Virginia MUTCD, which incorporates the federal MUTCD standards and sets state-specific requirements. Amendments will also be made to the Traffic Impact Analysis Regulations (24VAC30-155), Urban Maintenance and Construction Policy (24VAC30-325), and Rules Governing Person with Disability Traffic Signs (24VAC30-630) to reference 24VAC30-315 and the Virginia MUTCD instead of the older versions of the National MUTCD document.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action	☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action is not expected to have a deregulatory component.	
Expected Date	July 2025	

Action/Stage or Guidance Document Forum ID (if available) Action 6539/Stage ID not available	
Title of Proposed Regulatory Action or Guidance Document Rules and Regulations Governing the Transportation of Hazardous Materials Through Bridge-Tunnel Facilities (24VAC30-61) Final amendments by the CTB	
Brief Overview The CTB expects to file Final amendments to 24VAC30-61, Rules and Regulations Governing the Transportation of Hazardous Materials Through Bridge-Tunnel Facilities, based upon the amendments filed during the Proposed stage. The proposed regulatory changes are intended to remove or update redundant or obsolete language.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	The amendments will streamline the regulatory text for improved clarity, but the action does not otherwise have a deregulatory component.
Expected Date	September 2025

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document CTB amendment of the Rules and Regulations Governing Relocation Assistance (24VAC30-41) to remove DIBR		
Brief Overview The CTB proposes to amend the Rules and Regulations Governing Relocation Assistance (24VAC30-41) to remove the document incorporated by reference (DIBR) via a Fast-Track regulatory action. The DIBR is an outdated guidance document which was originally intended to outline procedures for VDOT staff, but it is no longer utilized. Some of the information contained in the document does not reflect current practice and the remaining information duplicates information contained in 24VAC30-41.		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	The CTB proposes to remove the DIBR from this regulation, which will ensure outdated and duplicative information is not contained in the regulation.	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available		
Title of Proposed Regulatory Action or Guidance Document Fast-track action to amend the Subdivision Street Requirements (24VAC30-91) by the CTB		
Brief Overview Pursuant to Governor Youngkin's Executive Order 19 (2022) the Commonwealth Transportation Board (CTB) proposes to amend 24VAC30-91, the Subdivision Street Requirements (SSR), to remove an unnecessary Document Incorporated by Reference (DIBR).		
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☐ Final	☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☒ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action	☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute	☒ Discretionary Action
Deregulatory Component	This action will remove an unnecessary DIBR from 24VAC30-91. Removal of the DIBR will reduce discretionary requirements for regulants by 9,924.	
Expected Date	October 2025	

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Exempt action to amend the Rules, Regulations, and Rates Concerning Toll and Bridge Facilities (24VAC30-620) by the CTB	
Brief Overview Item 441 D.1 of Chapter 725 of the 2025 Acts of Assembly requires that no later than January 1, 2026, all rates, fees, tolls and other charges shall cease to be collected for the use of the George P. Coleman Bridge. VDOT ended toll collection on the bridge on August 8, 2025. The Rules, Regulations, and Rates Concerning Toll and Bridge Facilities (24VAC30-620) must now be amended to remove subsection B of section 30 pertaining to the toll rate schedules for the Coleman Bridge.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☒ Action required by state statute ☐ Discretionary Action
Deregulatory Component	This action will remove the toll rate schedule for the Coleman Bridge from the regulation. The removal of tolls on the bridge is anticipated to save the public approximately \$6 million annually.
Expected Date	October 2025

Action/Stage or Guidance Document Forum ID (if available) Action 6538/Stage ID not available	
Title of Proposed Regulatory Action or Guidance Document Rules and Regulations for the Administration of Waysides and Rest Areas (24VAC30-50) & Rules and Regulations for the Administration of Parking Lots and Environs (24VAC30-100) Final amendments by the CTB	
Brief Overview The CTB expects to file Final amendments to 24VAC30-50, Rules and Regulations for the Administration of Waysides and Rest Areas, and 24VAC30-100, Rules and Regulations for the Administration of Parking Lots and Environs, based upon the amendments filed during the Proposed stage. The regulatory changes are intended to remove redundant or obsolete language, add clarity, and achieve regulatory reduction and streamlining.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This action is expected to remove four discretionary requirements on regulants from the regulation. By combining Chapters 50 and 100, the amendments will also streamline the regulatory text for improved clarity.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Rules and Regulations Controlling Outdoor Advertising and Directional and Other Signs and Notices (24VAC30-120) Proposed amendments by the CTB	
Brief Overview	
The CTB expects to file Proposed amendments to 24VAC30-120, Rules and Regulations Controlling Outdoor Advertising and Directional and Other Signs and Notices, based upon the comprehensive review of the regulation conducted at the NOIRA stage. The proposed regulatory changes are intended to remove redundant or obsolete language, add clarity and consistency, and achieve regulatory reduction and streamlining.	
Regulatory Stage (check one box)	☐ NOIRA ☒ Proposed ☐ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Specific deregulatory amendments cannot be determined at this time.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Not available.	
Title of Proposed Regulatory Action or Guidance Document Conveyance of Land and Disposal of Improvements (24VAC30-540) exempt amendments by VDOT	
Brief Overview A preliminary review of 24VAC30-540, Conveyance of Land and Disposal of Improvements, has indicated that amendments to the regulation are warranted. Thus, VDOT expects to file an Exempt Final action to amend the regulation. The intent of this action is to remove redundant or obsolete language and ensure the language is accurate and up to date.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Specific reductions cannot be identified at this time.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available) Not available	
Title of Proposed Regulatory Action or Guidance Document Exempt action to amend the Integrated Directional Signing Program (IDSP) Participation Criteria (24VAC30-551) by the CTB	
Brief Overview A preliminary review of 24VAC30-551, Integrated Directional Signing Program (IDSP) Participation Criteria, has indicated that amendments to the regulation are warranted. Thus, VDOT expects to file an Exempt Final action to amend the regulation. The intent of this action is to remove redundant or obsolete language and ensure the language is accurate and up to date.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☒ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	This action is not expected to have a deregulatory component.
Expected Date	December 2025

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Public Hearings for Location and Design of Highway Construction Projects (24VAC30-380) Exempt amendments by the CTB	
Brief Overview	
A preliminary review of 24VAC30-380, Public Hearings for Location and Design of Highway Construction Projects, has indicated that amendments to the regulation are warranted to increase regulatory flexibility. Thus, the CTB is expected to approve an Exempt Final action to amend the regulation.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☒ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Specific deregulatory amendments cannot be determined at this time.
Expected Date	March 2026

Action/Stage or Guidance Document Forum ID (if available)	
Not available	
Title of Proposed Regulatory Action or Guidance Document	
Rules and Regulations Controlling Outdoor Advertising and Directional and Other Signs and Notices (24VAC30-120) Final amendments by the CTB	
Brief Overview	
The CTB expects to file Final amendments to 24VAC30-120, Rules and Regulations Controlling Outdoor Advertising and Directional and Other Signs and Notices, based upon the proposed amendments filed during the Proposed stage. The proposed regulatory changes are intended to remove redundant or obsolete language, add clarity and consistency, and achieve regulatory reduction and streamlining.	
Regulatory Stage (check one box)	☐ NOIRA ☐ Proposed ☒ Final ☐ Emergency or Emergency/NOIRA ☐ Revised Proposed ☐ Fast-Track
Additional Description	☐ Expedited Review Requested ☐ Exempt Action ☐ Guidance Document
Legal Authority	☐ Action required by federal statute ☐ Action required by state statute ☒ Discretionary Action
Deregulatory Component	Specific deregulatory amendments cannot be determined at this time.
Expected Date	June 2026