

**Unified Regulatory Plan FY'24**

| <b>Date &amp; Action/Stage (if available)</b> | <b>Agency</b>                                   | <b>Title</b>  | <b>Regulatory Stage/ Legal Authority</b><br><br><b>S = State Statute</b><br><br><b>F = Federal Statute</b><br><br><b>D = Discretionary</b> | <b>Brief Description</b>   |
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| July 2023<br><br>Action 5677/<br>Stage 9390   | Department of Agriculture and Consumer Services | Promulgate Regulation Required by Chapter 1284 of the 2020 Acts of Assembly | Final<br><br><b>S</b>  | Promulgates a new regulation (Regulations for the Inspection of Pet Shops Selling Dogs or Cats (2 VAC 5-105), which requires VDACS to adopt a regulation governing the keeping of dogs and cats by a pet shop and establishes specific provisions the regulation must include. |
| July 2023<br><br>Action 5930/<br>Stage 9570   | Department of Agriculture and Consumer Services | Regulatory Action to Establish a Minimum Germination Rate for Cotton Seed   | Proposed<br><br><b>D</b>   | Seeks to determine an appropriate minimum germination rate for cotton seed sold in Virginia in 2 VAC 5-390 (Rules and Regulations for the Enforcement of the Virginia Seed Law).   |
| July 2023                                     | Department of Behavioral                        | 12 VAC 35-46, Amendments to   | Proposed   | Amends 12 VAC 35-46 to align with  |

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|           | Health and Developmental Services                          | align with the Family First Prevention Service Act (FFPSA)   | F, S            | requirements of the federal Family First Prevention Service Act (FFPSA) for childrens' residential service providers who accept Title IV-E funding to meet the standards as qualified residential treatment programs (QRTPs).   |
| July 2023 | Department of Behavioral Health and Developmental Services | 12 VAC 35-105, Integration of the Final Federal Rule: Registration Requirements for Narcotic Treatment Programs with Mobile Components into the Licensing Regulations                                      | Fast-Track<br>F | Integrates federal regulations into state licensing regulations, allow VA providers to provide MAT services in a mobile unit, which will address opioid crisis in Commonwealth.   |
| July 2023 | Department of Behavioral Health and Developmental Services | 12VAC35-230, Operation of the Individual and Family Support Program. Amendments to Establish Criteria and Annual Funding Priorities Through the Annual Funding Program Guidelines and Ensure Public Input. | Proposed<br>S   | Amendments to 12VAC35-120, per Ch. 2 of 2022 Special Session 1 Acts of Assembly, to utilize emergency authority to promulgate regulations that change the current distribution of annual Individual and Family Support Program (IFSP) funds from a "first-come-first-served" basis to a criteria-based program. |
| July 2023 | Department of Behavioral                                   | 12VAC35-105, Exempt Final  | Exempt Rule     | Amends 12VAC35-105 to include and   |

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|   | Health and Developmental Services                          | Amendments per HB679 (2020) to Application Requirements: Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services (“Licensing Regulations”)  | S                | clarify requirements of “Licensing Regulations” for DBHDS applicants, as already required by state law.   |
| July 2023                               | Department of Behavioral Health and Developmental Services | Streamlining Training Center Regulations by Rescinding the Regulations for Voluntary Admissions to State Training Centers [12VAC35-190] and Combining into Regulations for Emergency and Respite Care Admission to State Training Centers [12VAC35-200] | NOIRA<br>D       | Merges two chapters into one, through amendments to Ch. 200 and repeal of Ch. 190, as well as reflect current admissions practice.  |
| July 2023<br>Action 5849/<br>Stage 9581 | Department of Behavioral Health and Developmental Services | 12 VAC 35 – 46, Amendments to align with the Family First Prevention Service Act (FFPSA).   | Proposed<br>F, S | Item 318. D. of the 2021 Special Session 1 Appropriation Act to promulgate emergency regulations to align with the requirements of the federal Family First Prevention Service Act (FFPSA) for children’s residential service providers who accept Title IV-E |

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|  |                                     |   |                        | funding to meet the standards as qualified residential treatment programs (QRTPs).  |
| July 2023<br>Action 6259/<br>Stage 10025 | Department of Elections             | Material Omissions from Officer Removal Petitions and Petition Signature Qualifications   | Fast-Track<br><b>S</b> | Ch. 663 & 664 of 2023 Session of General Assembly set procedures for an elected officer to be removed from office.  |
| July 2023                                | Department of Forensic Science      | Amendments to Permit the Approval of Alternative Field Tests and Mobile Instruments   | Final<br><b>D, S</b>   | Amends 6VAC 40-50 to broaden types of chemical field tests that may be considered and approved by DFS. Also permits DFS to approve mobile instruments as technology becomes available, while requiring ability to identify cannabis sativa plant material and distinguish marijuana from industrial hemp. |
| July 2023                                | Department of Environmental Quality | Amendment and Reissuance of the Virginia Pollutant Discharge Elimination System (VPDES) General Permit for Concrete Products (9VAC25-193) | Final<br><b>S</b>      | Renews VPDES General Permit for Concrete Products.  |
| July 2023                                | Department of Environmental Quality | Amendments to the Water Quality Management Planning Regulation to include Total   | Final<br><b>F, S</b>   | Will include the Wasteload Allocations (WLA) for the Total Maximum Daily  |

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|           |                                     | Maximum Daily Waste Load Allocations (9VAC25-720)   |                      | Load clean-up studies developed to address the Polychlorinated Biphenyl (PCB) fish consumption advisory impairments in the Jackson River, Maury River, and Upper James River, and in the Mountain Run watershed. |
| July 2023 | Department of Environmental Quality | Designated Use Modification for a Portion of Virginia's Chesapeake Bay Mainstem (9VAC-260-185)      | NOIRA<br><b>D</b>    | Adopts regulations that are technically correct, necessary, and reasonable for dissolved oxygen (DO); adds Deep Water use alongside Open Water use in appropriate use in CB6PH and CB7PH.                        |
| July 2023 | Department of Environmental Quality | Amendments to Regulations Governing the Discharge of Sewage and Other Wastes from Boats (9VAC25-71) | Final<br><b>F, S</b> | Updates Code of Federal Regulation (CFR) references as well as add 38 water bodies in Richmond, Lancaster, Northumberland, and Westmoreland counties to the No-Discharge Zone (NDZ) list.                        |
| July 2023 | Department of Environmental Quality | Consolidation of Virginia Erosion Control and Stormwater Management Programs                        | Final<br><b>S</b>    | Ch. 68 & 758 of 2016 Acts of Assembly combined the existing Virginia Stormwater Management (VSMA) and Virginia Erosion and   |

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|  |  |   |                            | <p>Sediment Control Law (VESCL) to create the Virginia Erosion and Stormwater Management Act (VESMA). To become effective, the State Water Control Board will need to work on eliminating redundancies, correct inconsistencies between the erosion and sediment control and stormwater management program regulations.</p> |
| <p>July 2023<br/>Action 5921/<br/>Stage 9554</p> | <p>Department of Environmental Quality</p> | <p>Amendment and Reissuance of the VPDES Stormwater Construction General Permit Regulation (9VAC25-880)</p>   | <p>Proposed<br/><br/>F</p> | <p>Amends and reissues an existing stormwater construction general permit regulation, which expires on June 30, 2024.</p>   |
| <p>July 2023</p>                                 | <p>Department of Environmental Quality</p> | <p>Amendments to the Virginia Erosion and Stormwater Management Regulation to Incorporate the Use of Future Projected Design Storms for Managing Stormwater</p> | <p>NOIRA<br/><br/>F</p>    | <p>Amends provisions of the Virginia Stormwater Management Program Regulations (9VAC25-870) and Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to incorporate use of future projected</p>   |

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|           |                                     |  |                   | design storms for managing recurrent stormwater flooding and stormwater pollutant in accordance with the 2022-2023 Chesapeake Bay Nutrient & Sediment Reduction Milestones for Phase III Watershed Implementation Plan (WIP).  |
| July 2023 | Department of Environmental Quality | Amendments to the Virginia Erosion and Stormwater Management Regulation to Require Nutrient Management Planning for Regulated Land Distributing Activities | NOIRA<br><b>F</b> | Amends Virginia Erosion and Sediment Control Regulations (9VAC25-840) and Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to require nutrient management planning for regulated land disturbing activities equal to or greater than one acre in accordance with the requirements for Virginia's Chesapeake Bay TMDLs Phase III Watershed Implementation Plan. |
| July 2023 | Department of Environmental Quality | Amendments to 9VAC25-20 and 9VAC25-31 to Address the Consolidation of  | NOIRA<br><b>S</b> | Eliminates duplicative language that currently exists in 9VAC25-870, 9VAC25-875, and   |

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|   |                                     | Virginia Erosion Control and Stormwater Management Programs  |                      | 9VAC25-31, and will place all fee schedules into a single chapter in 9VAC25-875.   |
| July 2023<br>Action 5741/<br>Stage 9286 | Department of Environmental Quality | Amendments or Modifications to Provisions of the Regulations to Allow for Changes in the Statewide Permit Fee Schedule Supporting the Virginia Stormwater Management Program | Proposed<br><b>S</b> | Amends the Virginia Stormwater Management Program Regulation (9VAC25-870) to allow for changes in the statewide permit fee schedule supporting the Virginia Stormwater Management Program, in accordance with Ch. 552 of the 2021 Acts of Assembly, with an amount no less than 60%, not to exceed 62%, of the direct costs for the administration, compliance, and enforcement of the aforementioned permits. |
| July 2023<br>Action 5742/<br>Stage 9287 | Department of Environmental Quality | Amendments or Modifications to Provisions of the Regulations to Establish a Fee Schedule for Conducting Erosion and Sediment Control Plan Reviews for Solar Projects         | Proposed<br><b>S</b> | Amends provisions of the Erosion and Sediment Control Regulations (9VAC25-840) to establish a fee schedule for conducting Erosion and Sediment Control Plan reviews for solar projects in accordance with Chapter 497 and Chapter 552 of the   |



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|           |                                     |   |               | 2021 Acts of Assembly.   |
| July 2023 | Department of Environmental Quality | VPDES Permit Regulation 316(b) Update (9VAC25-31-100; 9VAC25-31-165)  | Final<br>F    | This action would replace subsection C of 9VAC25-31-165 with regulatory requirements that reflect the federal Clean Water Act section 316(b) existing facility regulation (40 CFR 125 Subpart J).  |
| July 2023 | Department of Environmental Quality | Amendments to the Virginia Sewage Collection and Treatment Regulations to Incorporate a Reporting Requirement for All Septic Systems Taken Off-Line and Connected to a Sewage Collection System | Proposed<br>F | Amends provisions of the Virginia Sewage Collection and Treatment Regulations (9VAC25-790) to include a reporting requirement for all septic systems taken off-line and connected to a sewage collection system in accordance with the 2022-2023 Chesapeake Bay Programmatic Milestones for the Phase III Watershed Implementation Plan (WIP). |
| July 2023 | Department of Environmental Quality | Final Exempt Regulation to Implement SB 959 Concerning Certification of Nutrient Credits Generated Outside of the Chesapeake Bay Watershed  | Final<br>S    | Amends 9VAC25-900, to include statutory provision from SB 959, Ch. 723 of the 2023 Acts of Assembly, that the Dept. may substitute a delivery factor that is   |

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|           |                                     |  |                   | deemed by the Director to be based on the best available scientific and technical information appropriate for the tributaries located outside of the Chesapeake Bay watershed as an alternative to model derived from the Chesapeake Bay Program watershed model.                                 |
| July 2023 | Department of Environmental Quality | Final Exempt Regulations to Implement HB 1848 and SB 1376 Affecting the Erosion and Sediment Control Regulations, Virginia Stormwater Management Program (VSMP) Regulation, and the General VPDES Permit for Discharges of Stormwater from Construction Activities | Final<br><b>S</b> | Ch. 48 and 49 of the 2023 Acts of Assembly provide that an agreement in lieu of plan may be used for certain farm buildings and structures and make statutory changes necessary to conform to state law with federal law regarding the types of projects that must file a registration statement. |
| July 2023 | Department of Environmental Quality | Final Exempt Regulation to Implement HB 1804, HB 2181, and SB 1074 Affecting the Virginia Water Protection Permit Program  | Final<br><b>S</b> | Amends 9VAC25-210 to include new statutory provisions from Ch. 245, 258, and 259 of the 2023 Acts of Assembly, including that a permit from the Virginia Marine Resources Commission is not   |

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|           |                                     |   |            | required for activity in nontidal waters provided the person performing the activity obtains and complies with a Virginia Water Protection Permit; the Dept. may, for tidal wetland impacts, authorize the use of a tidal wetland mitigation bank located in an adjacent river watershed when such bank contains the same plant community type and salinity regime as the impacted wetlands. |
| July 2023 | Department of Environmental Quality | Final Exempt Regulation to Implement HB 2189 Concerning Pretreatment Standards to Test for Certain PFAS Chemicals | Final<br>S | Implements HB 2189, which requires the pretreatment standards adopted by the State Water Control Board to require any industrial user of a publicly owned treatment works that receives and cleans, repairs, refurbishes, or processes any equipment, parts, or media used to treat any water or wastewater from any off-site manufacturing process that the industrial user                 |

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|           |                        |   |               | knows; amends 9VAC25-31.  |
| July 2023 | Department of Forestry | Virginia State Forest Regulations   | Final<br>S    | Reduces non-relevant requirements for state parks in FY24; adds items such as drones and e-bike regulatory requirements.  |
| July 2023 | Department of Health   | 12VAC5-408. Certificate of Quality Assurance of Managed Care Health Insurance Plan Licensees, Amend Regulation After Enactment of Chapters 376 and 377 of the 2023 Acts of Assembly | Final<br>S    | Ch. 376 and 377 of the 2023 Acts of Assembly require changes to the manner and method in which managed care health insurance plan licensees process credentialing applications. |
| July 2023 | Department of Health   | 12VAC-408. Certificate of Quality Assurance of Managed Care Health Insurance Plan Licensees, Amend Regulation to Implement Results of Periodic Review                               | NOIRA<br>S    | Addresses out-of-date provisions, and addresses internally consistent sections. Ch. 408 will be repealed and replaced with a new chapter.                                       |
| July 2023 | Department of Health   | Promulgation of New Chapter to Implement Certified Nursing Facility Staffing Standards  | NOIRA<br>D    | Ch. 482 and Ch. 483 2023 Acts of Assembly require the agency to create a new regulatory chapter for certified nursing facility staffing standards.                              |
| July 2023 | Department of Health   | 12VAC5-610. Sewage Handling and Disposal  | NOIRA<br>D, S | Incorporates current industry practices and transition of   |

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|           |                                  | Regulations, Revisions to Sewage Handling and Disposal Regulations                                   |            | design services to the private sector.  |
| July 2023 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases   | Final<br>D | Amends 18VAC115-15 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.   |
| July 2023 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases   | Final<br>D | Amends 18VAC65-20-15 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.   |
| July 2023 | Department of Health Professions | Title Change of Nurse Practitioners to Advanced Practice Registered Nurses                           | Final<br>F | Changes all references to nurse practitioners to 18VAC90-30 and 18VAC90-40 to advanced practice registered nurses pursuant to Ch. 183 of the 2023 Acts of Assembly.   |
| July 2023 | Department of Health Professions | Changes to Certification Requirements of Surgical Technologists; Extension of Grandfather Provision. | Final<br>S | Changes portions of 18VAC85-160 pursuant to Ch. 792 of the 2023 Acts of Assembly, affecting portions of regulations governing practice prior to licensure or certification and the certification requirements for |

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|           |                                  |  |                 | surgical technologists.  |
| July 2023 | Department of Health Professions | Amendments to Opioid and Buprenorphine Prescribing Regulations | Fast-Track<br>D | Amends 18VAC85-21 due to removal of requirement that prescriber obtains a waiver from SAMSHA prior to prescribing buprenorphine. |
| July 2023 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases     | Fast-Track<br>D | Amends 18VAC85-15 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.       |
| July 2023 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases     | Final<br>D      | Amends 18VAC90-15 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.       |
| July 2023 | Department of Health Professions | Amendments to Opioid and Buprenorphine Prescribing Regulations | Fast-Track<br>D | Amends 18VAC90-40 due to removal of requirement that prescriber obtains a waiver from SAMSHA prior to prescribing buprenorphine. |
| July 2023 | Department of Health Professions | Regulations for Optometrist Profiles and Reporting             | Proposed<br>D   | Requires optometrists to annually register with the Board and report certain information pursuant to Chapters 16 and 17 of the   |

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|           |                                  |   |                 | 2022 Acts of Assembly.  |
| July 2023 | Department of Health Professions | Regulations for Laser Surgery Certifications  | Proposed<br>D   | Allows optometrists to perform laser surgery pursuant to Ch. 16 and 17 of the 2022 Acts of Assembly.  |
| July 2023 | Department of Health Professions | Amendment of 18VAC110-20-735  | Fast-Track<br>D | Amend 18VAC110-20-735 to clarify that the regulation only applies to individuals dispensing injectable formulations of naloxone under Virginia Code § 54.1-3408(Y). |
| July 2023 | Department of Health Professions | Remove Chemicals from 18VAC110-20-322 Pursuant to Chapters 188 and 189 of 2023 Acts of Assembly | Final<br>S      | Removes chemicals from Schedule I that General Assembly added to statute, following effective date of Chapters 188 and 189 of the 2023 Acts of Assembly.            |
| July 2023 | Department of Health Professions | Exempt Action to Implement 2023 Legislation Regarding Referrals for Dry Needling                | Final<br>S      | Conforms 18VAC112-20-121 to Chapters 136 and 137 of the 2023 Acts of Assembly.  |
| July 2023 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases                                      | Final<br>D      | Amends 18VAC125-15 to allow agency subordinates to hear credentials cases pursuant to Chapter 191 of the 2023 Acts of Assembly.                                     |

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| July 2023                               | Department of Health Professions                | Allowance of Agency Subordinates to Hear Credentials Cases   | Final         | Amends 18VAC140-20-171 to allow agency subordinates to hear credentials cases pursuant to Chapter 191 of the 2023 Acts of Assembly.                         |
| July 2023                               | Department of Health Professions                | Allowance of Agency Subordinates to Hear Credentials Cases   | Final<br>D    | Amends 18VAC150-20-15 to allow agency subordinates to hear credentials cases pursuant to Chapter 191 of the 2023 Acts of Assembly.                          |
| July 2023<br>Action 5875/<br>Stage 9903 | Department of Housing and Community Development | Update the Uniform Statewide Building Code (USBC)            | Final<br>D, S | Incorporates, by reference, the newest available nationally recognized model building codes and standards produced by the International Code Council (ICC). |
| July 2023<br>Action 5874/<br>Stage 9902 | Department of Housing and Community Development | Update the Statewide Fire Prevention Code (SFPC)             | Final<br>D, S | Incorporates, by reference, the newest available nationally recognized model building codes and standards produced by the International Code Council (ICC). |
| July 2023                               | Department of Housing and Community Development | Update the Industrialized Building Safety Regulations (IBSR) | Final<br>D, S | Incorporates, by reference, the newest available nationally recognized model building codes and   |



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|   |   |  |                 | standards produced by the International Code Council (ICC).  |
| July 2023                               | Department of Housing and Community Development | Update the Virginia Amusement Device Regulations | Final<br>D, S   | Incorporates, by reference, the newest available nationally recognized model codes and standards produced by relevant amusement device standard writing entities.  |
| July 2023<br>Action 6180/<br>Stage 9918 | Department of Medical Assistance Services       | Provider Appeals Update                          | Fast-Track<br>D | Clarifies when documents are considered filed and adds the Appeals Information Management System (AIMS) to the Virginia Administrative Code in accordance with current DMAS provider appeals practices.  |
| July 2023                               | Department of Medical Assistance Services       | Over-the-Counter Drugs                           | Fast-Track<br>D | Updates language to indicate where a list of over-the-counter drugs can be located; removes language pertaining to home infusion therapy from prescription drug regulations because language is already in durable medical equipment section of regulations. |

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| July 2023                               | Department of Medical Assistance Services | Preadmission Screening and Resident Review (PASRR) Update | Fast-Track<br>S    | Allows 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 hospital. |
| July 2023<br>Action 4781/<br>Stage 9986 | Department of Medical Assistance Services | CCC Plus Waiver   | Final Rule<br>D, S | Amends 12VAC30-120 to make reforms for all remaining Medicaid populations and services into cost-effective, managed and coordinated delivery systems.   |
| July 2023                               | Department of Medical Assistance Services | Emergency Room Charges                                    | Final Rule<br>F    | Removes 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.  |
| July 2023<br>Action 5918/<br>Stage 9549 | Department of Professional and            | Review of Standards of Practice and Conduct               | Proposed<br>D      | Amends Regulations Governing Examiners  |

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|           | Occupational Regulation                                |  |                 | (18VAC120-30) to align the provisions in the Standards of Practice and Conduct with the Virginia Freedom of Information Act; requires an examiner to disclose to an examinee that the examination is subject to disclosure.  |
| July 2023 | Department of Professional and Occupational Regulation | Repeal of 2 <sup>nd</sup> Weigh-in Requirement (Tentative) | Fast-Track<br>D | Amends the Virginia Professional Boxing and Wrestling Events Regulations (18VAC120-40) to eliminate a requirement that boxers undergo a second weigh-in two hours before an event's scheduled start time.  |
| July 2023 | Department of Professional and Occupational Regulation | Changes to LS/PE Requirements (Tentative)                  | Fast-Track<br>D | Amends 18VAC10-20 to reinstate provisions regarding licensure of professional engineers that were erroneously removed during a regulatory change that became effective in 2021; makes clarifications or corrections to provisions applicable to land surveyor licensure and standards of procedure for land surveyors. |

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| July 2023                                   | Department of Professional and Occupational Regulation | General Review of Common Interest Community Ombudsman Regulations (Tentative) | NOIRA<br><br>D    | General regulatory review of the Common Interest Community Ombudsman Regulations (18VAC48-70) in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| July 2023<br><br>Action 6014/<br>Stage 9971 | Department of Professional and Occupational Regulation | Change in Examination Fee Provisions  | Proposed<br><br>D | Removes caps on maximum amount that may be charged to examination candidates, found in the Board for Contractors Regulations (18VAC50-22) and the Individual License and Certification Regulations (18VAC50-30).       |
| July 2023                                   | Department of Professional and Occupational Regulation | General Regulatory Reduction Initiative                                       | Proposed<br><br>D | General regulatory review of the Board for Contractors Regulations (18VAC50-22), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).              |

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| July 2023 | Department of Professional and Occupational Regulation  | Eligibility Requirement Amendment  | Proposed<br>D   | Amends Board for Contractor Regulations (18VAC50-22), including lowering the required years of experience while ensuring minimum competency and protection of the health, safety, and welfare of the public. |
| July 2023 | Department of Professional and Occupational Regulations | 90-Day Temporary Permit  | Fast-Track<br>D | Amendments to the Barbering and Cosmetology Regulations (18VAC41-20) and the Esthetics Regulations (18VAC41-70) to provide that temporary permits will remain in force for 90 days.                          |
| July 2023 | Department of Professional and Occupational Regulation  | Exempt Action Requiring Virginia Jurisprudential Exam for Universal License Recognition Applicants (Tentative) | Final<br>S      | Amends the Virginia Real Estate Board Licensing Regulations (18VAC135-20), in coordination with the implementation of Universal License Recognition.   |
| July 2023 | Department of Professional and Occupational Regulation  | General Review of Regulations for the Geology Certification Program (Tentative)                                | NOIRA<br>D      | General review of the Regulations for the Geology Certification Program (18VAC145-40), in accordance with the Administrative   |

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|   |  |   |            | Process Act, Executive Order 19 (2022), and Executive Directive One (2022).   |
| July 2023                               | Department of Professional and Occupational Regulation | General Review of Waterworks and Wastewater Works Operators Licensing Regulations (Tentative) | NOIRA<br>D | General review of the Waterworks and Wastewater Works Operators Licensing Regulations (18VAC160-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).  |
| July 2023                               | Department of Transportation                           | 24VAC30-92 Secondary Street Acceptance Requirements<br>NOIRA by the CTB                       | NORIA<br>D | Ch. 425 of the 2022 Acts of Assembly amended the connectivity requirements for new additions to the secondary system by specifying that flexibility be included in the regulations for connectivity requirements as deemed appropriate and required that VDOT convene a stakeholder advisory group to recommend amendments to the regulation. |
| July 2023<br>Action 6218/<br>Stage 9979 | Department of Veterans Services                        | 100% Disabled Veteran Real Property Tax   | Final<br>S | Amends 1VAC80-10-100 to remove the words "Surviving Spouse"   |

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|           |                                  | Exemption 1 VAC 80-10-100               |               | because the CODE of VA does not grant the appeal right to the Commissioner of DVS, related to Real Property Tax exemption for a surviving spouse of a disabled veteran.  |
| July 2023 | Department of Wildlife Resources | Biennial Review of Wildlife Regulations | Final<br>D, S | This action impacts 4VAC chapters 20, 40, 50, 90, 110, 230, 240, and 260 to address issues such as hunting seasons and bag limits, lawful methods for hunting and trapping, response to wildlife disease, conformance to the Code of Virginia.   |
| July 2023 | Department of Wildlife Resources | Boating Regulations Review              | Final<br>F, D | Action brings the Commonwealth into conformance with federal U.S. Coast Guard regulations (33 CFR Parts 83-86) and repeals state requirements that differed from federal standards; includes one allowance for types of public safety lights that qualify an emergency vessel for no wake protection, involving chapters 4VAC15-390 and 420. |

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| August 2023<br>Action 6243/<br>Stage 10007 | Department of<br>Social Services                         | Amend General<br>Procedures<br>Licensure<br>Requirements to<br>Comply with 2023<br>Legislation<br>(22VAC40-80) | Final<br><br>S               | Amendments<br>explain that a<br>provisional license<br>can be issued for up<br>to 12 months<br>(currently limited to<br>6 months).   |
| August 2023                                | Department of<br>Social Services                         | Establish Year-<br>Round Energy<br>Assistance Program<br>& Periodic Review<br>(22VAC40-680)                    | Proposed<br><br>D            | Action includes<br>changes to extend<br>eligibility for<br>Emergency<br>Assistance Program<br>(EAP), add details<br>regarding the<br>assistance provided,<br>and update the<br>information<br>regarding<br>administrative costs<br>for local<br>departments of<br>social services. |
| August 2023                                | Department of<br>Social Services                         | Amend the CPS<br>Regulation<br>(22VAC40-705)   | Final<br><br>S               | Amends regulation<br>in response to<br>Chapter 774<br>(HB1550), Chapter<br>170 (HB1768), and<br>Chapter 56<br>(SB1367) of the<br>2023 Acts of<br>Assembly.   |
| August 2023<br>Action 6176/<br>Stage 9910  | Department of<br>Agriculture and<br>Consumer<br>Services | Regulatory Action<br>to Promulgate Texas<br>Hold'em<br>Tournament<br>Regulations                               | Revised<br>Proposed<br><br>S | The Commissioner<br>of VDACS will<br>promulgate Texas<br>Hold'em Poker<br>Tournament<br>Regulations (11<br>VAC 20-30) and<br>amend Charitable<br>Gaming Regulations<br>(11 VAC 20-20).<br>Maintains directive<br>compliance with   |



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|             |   |   |                        | Chapters 554 and 609 of the 2022 Acts of Assembly.  |
| August 2023 | Department of Agriculture and Consumer Services | Regulatory Action to Amend 11 VAC 20-20 to reflect Chapters 592, 593, 755, and 787 of the 2023 Acts of Assembly.                | Fast-Track<br><b>S</b> | Chapters 592 and 593 2023 Acts of Assembly require VDACS to issue registrations for organizations who anticipate generating \$40,000 or less in charitable gaming gross receipts for no more than seven days per calendar year, and allow for the sale of paper instant bingo, pull-tabs, and seal cards during certain events. Chapters 755 and 787 require VDACS to issue temporary permits to certain qualified organizations so they may sell paper instant bingo, pull-tabs, and seal cards under certain circumstances. |
| August 2023 | Department of Agriculture and Consumer Services | Regulatory Action to Expand Fire Ant Quarantine to Include the Counties of Charlotte, Dinwiddie, Halifax, Lunenburg, and Sussex | Final Rule<br><b>D</b> | Expands counties included in the Virginia Imported Fire Ant Quarantine for Enforcement of the Virginia Pest Law (2 VAC 5-315).  |
| August 2023 | Board of Accountancy                            | Revisions to Regulations Pertaining to Educational Accreditation  | Fast-Track<br><b>D</b> | Revises 18VAC5-22-60 to streamline process of determining whether a college or  |

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|             |  |   |                        | university is an accredited institution. Also removes obsolete language concerning “six major regional accrediting organizations”.   |
| August 2023 | Board of Accountancy                             | Revisions to Regulations Pertaining to Education  | Fast-Track<br><b>S</b> | Revises 18VAC5-22-70 to update education requirements necessary to take the CPA examination in VA. Also, there is consideration of relaxing requirements for students who complete master’s degree in accounting or finance-related field. |
| August 2023 | Department for Aging and Rehabilitative Services | Amend Auxiliary Grant and ALF Assessment regulations to comport with changes pursuant to 2023 legislative changes | Final<br><b>S</b>      | This action will seek to amend 22VAC30-80 (Auxiliary Grants Program) and 22VAC30-110 (Assessment in Assisted Living Facilities) to comport with 2023 legislative changes to the Code of VA.  |
| August 2023 | Department of Aviation                           | Take-Off and Landing Unmanned Aircraft on Land Owned by a Political Subdivision or Locality                       | Final<br><b>S</b>      | Authorizes political subdivisions to regulate take-offs and landing of unmanned aerial vehicles (UAV) on properties owned by the political   |

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|             |   |   |                        | subdivision, amending 24 VAC 5-20. Also, mandated by General Assembly 2020 session House Bill 742.   |
| August 2023 | Department of Conservation and Recreation | Periodic Review 2366                                  | Fast-Track<br><b>S</b> | Technical amendments are needed to update statutory codes, correct administrative code references, and remove unnecessary language for clarity.  |
| August 2023 | Department of Environmental Quality       | Updates to EPA Test Methods Incorporated by Reference | Final<br><b>F</b>      | Updates regulations to include most recently approved EPA test methods to the following:<br>9VAC25-31<br>9VAC25-32<br>9VAC25-210<br>9VAC25-610<br>9VAC25-660<br>9VAC25-670<br>9VAC25-680<br>9VAC25-690<br>9VAC25-790<br>9VAC25-870 |
| August 2023 | Department of General Services            | Inspection of Hospitals for the Presence of Asbestos  | Fast-Track<br><b>D</b> | Repeals an exempt action and obsolete regulation.  |
| August 2023 | Department of General Services            | Child Care Centers for the Presence of Asbestos       | Fast-Track<br><b>D</b> | Repeals an exempt action and obsolete regulation.  |
| August 2023 | Department of General Services            | Incorporation by Reference of Federal Drinking        | Fast-Track<br><b>D</b> | Incorporates by reference the federally required analytical methods  |

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|             |                      | Water Analytical Methods   |               | to analyze drinking water, in accordance with federal Safe Drinking Water Act; updates the approved methods in the Federal Register as of July 1, 2023 into 1VAC30-41-55.                 |
| August 2023 | Department of Health | 12VAC5-410. Regulations for the Licensure of Hospitals in Virginia, Amend Regulation to Implement Results of Periodic Review | NOIRA<br>D    | Includes style and technical changes, simplifies state requirements, re-align state requirements with federal requirements, and addresses changes in federal provider types in hospitals. |
| August 2023 | Department of Health | 12VAC5-371. Regulations for the Licensure of Nursing Facilities, Amend Regulation to Implement Results of Periodic Review    | NOIRA<br>D, S | Includes style and technical changes, simplifies state requirements, re-align state requirements with federal requirements, and addresses changes in federal provider types in hospitals. |
| August 2023 | Department of Health | 12VAC5-221. Regulations Governing Cooperative Agreements, Amend Regulation to Implement Results of Periodic Review           | NOIRA<br>D, S | Revises sections addressing the ongoing supervision of already approved cooperative agreements.   |
| August 2023 | Department of Health | 12VAC5-391. Regulations for the Licensure of   | NOIRA<br>D, S | A periodic review is due and the agency plans to combine  |

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|             |   | Hospices, Amend Regulation after Receipt and Assessment of Public Comment                            |                 | this with a standard rulemaking; planned changes will be determined after the periodic review is published in the NOIRA and public comment is received.      |
| August 2023 | Department of Health                            | Allowance of Agency Submission to Hear Credentials Cases   | Fast-Track<br>D | Amends 18VAC30-21 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.                                   |
| August 2023 | Department of Health Professions                | Regulatory Reduction Action/Completion of Periodic Review  | Fast-Track<br>D | Reduces regulations and completes periodic review process for Ch. 20.  |
| August 2023 | Department of Health Professions                | Implementation of Regulatory Changes to Comply with the ASLP Compact                                 | NOIRA<br>S      | Required action to comply with legislation entering Virginia into the Audiology and Speech-Language Pathology Compact, Ch. 337 of the 2023 Acts of Assembly. |
| August 2023 | Department of Health Professions                | Regulatory Changes for Chapter 10, Regulations Governing the Health Practitioners Monitoring Program | Fast-Track<br>D | Revisions to Chapter 10 based on periodic review.  |
| August 2023 | Department of Housing and Community Development | Manufactured Housing Board Public Participation Guidelines   | Fast-Track<br>S | Incorporates changes in state code, in accordance with Chapter 795 of the 2012 Acts of Assembly.   |

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| August 2023<br>Action 6186/<br>Stage 9926 | Department of<br>Medical<br>Assistance<br>Services | Post Eligibility<br>Special Earnings for<br>Developmental<br>Disabilities Waivers | Fast-Track<br><br>S    | In accordance with<br>2022 Appropriations<br>Act, Item 304.ZZ,<br>DMAS must lower<br>the number of hours<br>from at least eight<br>hours but less than<br>20 hours per week<br>requirement to at<br>least four hours but<br>less than 20 hours<br>per week for a<br>disregard of up to<br>200% of<br>Supplemental<br>Security Income and<br>disregard of up to<br>300% for<br>individuals who<br>work 20 hours or<br>more per week. |
| August 2023<br>Action 5932/<br>Stage 9578 | Department of<br>Medical<br>Assistance<br>Services | Cardinal Care<br>Managed Care<br>Program  | NOIRA<br><br>D, S      | 2022 Appropriations<br>Act, Item 304.Y,<br>directed DMAS to<br>merge the<br>Commonwealth<br>Coordinated Care<br>Plus and Medallion<br>4.0 managed care<br>programs, into a<br>single, streamlined<br>managed care<br>program that links<br>seamlessly with the<br>fee-for-service<br>program.   |
| August 2023<br>Action 5805/<br>Stage 9375 | Department of<br>Medical<br>Assistance<br>Services | Consumer-Directed<br>Attendants   | Fast-Track<br><br>D, S | Incorporates<br>requirements of<br>HB2137, passed in<br>2021.   |
| August 2023                               | Department of<br>Medical                           | Preventative<br>Services  | Fast-Track             | 2022 Appropriations<br>Act, Item  |

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|             | Assistance Services                                    |   | S               | 304.EEEE, directs DMAS to add coverage of the preventative services provided pursuant to the Patient Protection and Affordable Care Act (PPACA) for adult, full Medicaid individuals who are not enrolled pursuant to PPACA.                        |
| August 2023 | Department of Professional and Occupational Regulation | General Review of Regulations Governing Polygraph Examiners (Tentative) | NOIRA<br>D      | The Dept. will undertake a general review of the Regulations Governing Polygraph Examiners (18VAC120-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).                         |
| August 2023 | Department of Professional and Occupational Regulation | Temporary Elevator Mechanic Certifications (Tentative)                  | Fast-Track<br>S | Amends Individual License and Certification Regulations (18VAC50-30) to provide for the temporary certification of elevator mechanics in the event of a shortage of elevator mechanics; renewal procedures for renewal of temporary certifications. |

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| August 2023 | Department of Professional and Occupational Regulation | General Review of Hearing Aid Specialists Regulations (Tentative)                     | NOIRA<br>D      | General review of the Hearing Aid Specialists Regulations (18VAC80-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| August 2023 | Department of Professional and Occupational Regulation | General Review of Opticians Regulations (Tentative)                                   | NOIRA<br>D      | General review of the Opticians Regulations (18VAC80-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).               |
| August 2023 | Department of Professional and Occupational Regulation | Optician Lenses and Frames Standards (Tentative)                                      | Fast-Track<br>D | Amends the Opticians Regulations (18VAC80-30) to revise the standards for lenses and frames to conform to standards established by the American National Standard Institute (ANSI).       |
| August 2023 | Department of Transportation                           | 24VAC30-200 Vegetation Control Regulations on State Rights-of-Way<br>NOIRA by the CTB | NOIRA<br>D      | Amendments to the regulation 24VAC30-200 are anticipated based on preliminary review.   |



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| August 2023    | Department of Transportation                    | 24VAC30-151 Land Use Permit Regulations NOIRA by the CTB   | NOIRA<br>D      | Amendments to the regulation 24VAC30-151 are anticipated based on preliminary review.   |
| August 2023    | Department of Transportation                    | 24VAC30-73 Access Management Regulations NOIRA by VDOT   | NOIRA<br>D      | Amendments to the regulation 24VAC30-73 are anticipated based on preliminary review.  |
| August 2023    | Department of Transportation                    | 24VAC30-121 Comprehensive Roadside Management Program Regulations NOIRA by VDOT                            | NOIRA<br>D      | Amendments to the regulation 24VAC30-121 are anticipated based on preliminary review.   |
| August 2023    | Virginia Marine Resources Commission            | Revisions to Regulations Pertaining to Oyster Harvest Seasons and Limits                                   | Final<br>D      | Establishes the 2023-2024 areas of public harvest, public oyster harvest seasons, and oyster resource conservation measures.                  |
| August 2023    | Virginia Marine Resources Commission            | Establish a Recreational Bag Limit for Hickory Shad  | Final<br>D      | Establishes a recreational limit of 10 fish for hickory shad to protect this species and mirror Department of Wildlife Resources regulations. |
| September 2023 | Department of Agriculture and Consumer Services | Regulatory Action to Repeal the Public Participation Guidelines promulgated by the Charitable Gaming Board | Fast-Track<br>S | In accordance with Chapters 554 and 609 of the 2022 Acts of Assembly, authorizes VDACS Commissioner to prescribe regulations and              |

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|                |  |  |                 | conditions charitable gaming shall be conducted, (ii) reclassify the Charitable Gaming board from a policy board to an advisory board. This action will also repeal Public Participation Guidelines (11 VAC 15-13).   |
| September 2023 | Department of Behavioral Health and Developmental Services | 12 VAC 35-46, Amendments to align with the Family First Prevention Service Act (FFPSA) | Final<br>F, S   | Amends 12 VAC 35-46 to align with requirements of the federal Family First Prevention Service Act (FFPSA) for childrens' residential service providers who accept Title IV-E funding to meet the standards as qualified residential treatment programs (QRTPs). |
| September 2023 | Department of Behavioral Health and Developmental Services | Amendments to 12VAC35-46 to Reduce Regulatory Burden                                   | Fast-Track<br>D | This action will target package of amendments to reduce regulatory burden on licensed providers.  |
| September 2023 | Department of Behavioral Health and Developmental Services | Amendments to 12VAC35-105 to Reduce Regulatory Burden                                  | Fast-Track<br>D | This action will target package of amendments to reduce regulatory burden on licensed providers.  |
| September 2023 | Department for Conservation and Recreation                 | Repeal 4VAC5-36 (et seq.) Standard Fees for Use of                                     | Fast-Track<br>D | Fully deregulate fees for facilities, programs, and   |

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|  |                                     | Department of Conservation and Recreation Facilities, Programs, and Services.  |                   | services and establish thorough agency publication.  |
| September 2023<br><br>Action 5813/<br>Stage 9895 | Department of Environmental Quality | Amendment and Reissuance of General VPDES Permit for Discharges of Stormwater from Small Municipal Separate Storm Sewer Systems (9VAC25-890) | Final<br><br>F, S | The State Water Control Board is reissuing the general permit to more save costs for permittee and Commonwealth, which expires on October 31, 2023 without renewal.                                      |
| September 2023                                   | Department of Environmental Quality | Amendments to the Water Quality Standards Regulation – Biotic Ligand Model for Copper Criteria Amendments (9VAC25-260-140.G)                 | NOIRA<br><br>D    | Updates 9VAC25-260-140.G water quality standards (WQS) to provide detailed guidance for criteria implementation of biotic ligand model (BLM) for copper.   |
| September 2023                                   | Department of Environmental Quality | Citation Updates to 9VAC20-70, 9VAC20-90, 9VAC20-130, and 9VAC20-170   | Final<br><br>S    | Makes appropriate citation changes to the following regulations that are necessary because of Amendment 3 to the Regulated Medical Waste Management Regulations:<br>9VAC20-70<br>9VAC20-90<br>9VAC20-130 |
| September 2023                                   | Department of Environmental Quality | Amendments in Response to Ch. 503 of the 2023 Virginia Acts of Assembly (SB 1050, Sen.   | Final<br><br>S    | In accordance with Ch. 503 of the 2023 Virginia Acts of Assembly, the Virginia Waste Management Act  |

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|                |                                     | McPike) and Citation Update  |            | requires the owner or operator of a proposed coal ash landfill in Planning District 8, if the facility boundary is located within one mile of an existing residential area that is not served by municipal water supply, to offer to provide, at its expense, municipal water supply service for such residential areas and any requested service connections for residential properties in existence at the time of permit application. |
| September 2023 | Department of Environmental Quality | Regulations Governing the Transportation of Hazardous Materials Annual Update 2023 | Final<br>F | Updates regulations for transportation of hazardous materials (9VAC20-110) to incorporate federal regulations, with certain exceptions, including federal changes from October 1, 2022, to September 30, 2023.   |
| September 2023 | Department of Environmental Quality | Hazardous Waste Regulations Annual Update 2023                                     | Final<br>F | Annual Update 2023 will bring the citations up to date in 9VAC20-60 and incorporate the 2023 Annual edition of Title 40 of the CFR published on July 1, 2023.  |

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| September 2023 | Department of Health | 12VAC5-66. Regulations Governing Durable Do Not Resuscitate Orders Amend Regulations Pursuant to 2023 Periodic Review | Fast-Track<br><br>D  | Proposes non-substantive changes to style and form of text and repeals non-regulatory language, in compliance with 12VAC5-66.   |
| September 2023 | Department of Health | 12VAC5-90. Amend Regulations for Disease Reporting and Control to comply with changes in public health practice       | Final<br><br>D       | Removes, edits, and adds definitions as necessary to reflect current public health definitions and needs; removes the requirement to report weekly counts of influenza diagnoses; modifies the timelines for laboratories to submit isolates or specimens for further public health laboratory testing to improve the viability of material available for testing; and replaces reporting by use of Epi-1 form with reporting via an online web portal. |
| September 2023 | Department of Health | Adopt Regulations Setting Forth the Requirements for Community Health Worker Certification                            | Proposed<br><br>D, S | Promulgates a new regulation to establish the requirements for use of “certified community health worker” and training and education requirements, mandated by Ch.  |

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|                |                                  |  |                 | 363 of the 2020 Acts of Assembly.  |
| September 2023 | Department of Health             | 12VAC5-220. Virginia Medical Care Facilities Certificate of Public Need Rules and Regulations, Amend Regulation after Enactment of Ch. 1271 of the 2020 Acts of Assembly | Fast-Track<br>S | 2020 statutory changes need to be implemented in regulation, mainly addressing changes to the COPN review process.                     |
| September 2023 | Department of Health             | Amend Regulations for the Licensure of Hospices (12VAC5-391) to Conform to Chapter 397 of the 2007 Acts of Assembly  | Fast-Track<br>S | This action will update the reference to the most recent design and construction guidelines required.                                  |
| September 2023 | Department of Health             | Amend Regulations Governing the State Dental Scholarship Program (12VAC5-520) Following Periodic Review  | Final<br>D      | This action will make regulatory chapter consistent with similar scholarship and loan repayment programs overseen by VDH.              |
| September 2023 | Department of Health Professions | Schedule I Additions Pursuant to DFS   | Final<br>D      | Add chemicals to Schedule I in 18VAC110-20-322 pursuant to Va. Code § 54.1-3443(D), dependent on requests submitted quarterly by DFS.  |
| September 2023 | Department of Health Professions | Additions and Deletions of Chemicals Following Action by the Federal Government to Add, Remove, or   | Final<br>D      | Adds, removes, or reschedules chemicals pursuant to Va. Code § 54.1-3443(E), dependent on scheduling action by the federal government. |

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|  |   | Reschedule Chemicals  |                    |  |
| September 2023                               | Department of Health Professions                | Fee Increase  | NOIRA<br>D         | Fee increases cover operating expenses of the Board  |
| September 2023                               | Department of Health Professions                | Implementation of Criminal Background Check Requirement Pursuant to Compact                             | NOIRA<br>S         | Implements a criminal background check requirement contained in Psychology Interjurisdictional Compact, which the legislature enacted in 2020. |
| September 2023                               | Department of Health Professions                | Amendments to Licensure by Endorsement  | NOIRA<br>D         | Amends requirements of evidence for licensure by endorsement applications for retired licenses; makes process less onerous on applicants.      |
| September 2023                               | Department of Health Professions                | Amendments to Licensure by Endorsement  | NOIRA<br>D         | Amends licensure by endorsement regulation to reduce requirements.   |
| September 2023                               | Department of Housing and Community Development | Repeal Rules and Regulations for the Virginia Low-Income Housing Tax Credit (13VAC 5-175)               | Fast-Track<br>D, S | Repeals 13VAC 5-175 to eliminate confusion with separate program currently operated under regulations promulgated by Virginia Housing.         |
| September 2023<br>Action 5467/<br>Stage 9317 | Department of Juvenile Justice                  | Amend Regulation Governing State Reimbursement of Local Juvenile Residential Facility Costs (6VAC35-30) | Proposed<br>D      | Removes requirement to apply a formula for determining reimbursement amounts and to make additional changes to process for localities that     |

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|  |   |   |                        | wish to preserve their right to seek reimbursements should the General Assembly ever reinstate funding.  |
| September 2023<br><br>Action 5467/<br>Stage 9317 | Department of Juvenile Justice            | Adopt New Regulation Governing the Process for Planning, Designing, and Constructing Locally Funded Juvenile Residential Facilities (6VAC35-35) | Proposed<br><br>D      | Creates a new chapter promulgated by the board, the Regulation Governing the Process for Planning, Designing, and Constructing Locally Funded Juvenile Residential Facilities (6VAC35-35). |
| September 2023                                   | Department of Labor and Industry          | Revision or Revocation of Virginia Confined Space Standard for the Telecommunications Industry – 16 VAC 25-70                                   | NOIRA<br><br>D         | Duplicates, in part, federal OSHA’s Telecommunications Standard, 29 CFR 1910.268.  |
| September 2023                                   | Department of Labor and Industry          | Title of Proposed Regulatory Action or Guidance Document Amendments to Construction Industry Standard for Sanitation – 16VAC 25-160             | NOIRA<br><br>D         | Aligns Virginia standard (16 VAC 25-160) with federal OSHA standard.   |
| September 2023<br><br>Action 6154/<br>Stage 9882 | Department of Medical Assistance Services | Third Party Liability   | Fast-Track<br><br>F, S | Makes changes to comply with third party liability requirements reflected in current law; responds to a  |



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|  |   |   |                     | Petition for Rulemaking that was filed on November 3, 2022 relating to lien amounts arising from the Medicaid program and asserted against personal injury claims proceeds.                            |
| September 2023<br>Action 5992/<br>Stage 9690 | Department of Medical Assistance Services | 12-Months Postpartum                            | Fast-Track<br><br>S | In accordance with the 2022 Special Session I Virginia Acts of Assembly, Chapter 2, DMAS must provide continuous coverage to enrollees for the duration of pregnancy and through 12 months postpartum. |
| September 2023<br>Action 6190/<br>Stage 9932 | Department of Medical Assistance Services | Medicaid Enterprise System                      | Final<br><br>D, S   | Makes technical changes to revise references to “MMIS” and “Medicaid Management Information System” in a number of agency regulations to “MES” or “Medicaid Enterprise System”.                        |
| September 2023<br>Action 5908/<br>Stage 9533 | Department of Medical Assistance Services | Mental Health and Substance Use Case Management | Fast-Track          | Removes the limit for individuals in IMDs to only be able to receive substance use case management at the time of discharge  |

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|  |   |                               |                    | twice in a 12-month period; aligns state regulations with 42 CFR 411.18(a)(8)(viii); clarifies Individual Service Plan review timeframes and grace periods; clarifies that CSAC-Supervisees can bill for substance use case management services; and consolidates subsections B and C in 12VAC30-60-185 and removes duplicative language. |
| September 2023                               | Department of Medical Assistance Services | Behavioral Health Enhancement | NOIRA<br>D, S      | The 2021 Appropriations Act, Item 313.YYY(1) directed DMAS to implement programmatic changes to service definitions, prior authorization and utilization review criteria, provider qualifications, and reimbursement rates as part of Behavioral Health Redesign for Access, Value, and Outcomes (BRAVO).                                 |
| September 2023<br>Action 5681/<br>Stage 9201 | Department of Medical Assistance Services | 90-Day Prescriptions          | Fast-Track<br>D, S | Allows 90-day supplies of certain prescription medications to be provided to  |

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|  |  |  |                    | Medicaid members for select maintenance drugs after two 34-day or shorter duration fills.  |
| September 2023                                   | Department of Medical Assistance Services              | Parents/Spouses as Personal Care Providers | Fast-Track<br>D, S | The 2022 Appropriations Act, Item 304.PPPP, directed DMAS to allow legally responsible individuals (parents of children under age 18 and spouses) to provide personal care/ personal assistance services and be paid for those services when circumstances prevent an individual from being cared for by a non-parent caregiver, contingent on approval by the Centers for Medicare and Medicaid Services. |
| September 2023<br><br>Action 6153/<br>Stage 9881 | Department of Professional and Occupational Regulation | General Regulatory Reduction Initiative    | Proposed<br>D      | General regulatory review of the Regulations of the Virginia Auctioneers Board (18VAC25-21), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive   |

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|                |  |  |               | Number One (2022).  |
| September 2023 | Department of Professional and Occupational Regulation | Time-Share Regulations – HB 1955/SB 969 Amendments (Tentative) | Final<br>D, S | In accordance with Ch. 52 and 53 of 2023 Acts of Assembly, removes requirement under the Virginia Real Estate Time-Share Act that a time-share instrument state whether the developer reserves the right to add or delete any alternative purchase; requires public offering statement distributed to each prospective purchaser to disclose whether developer will offer any alternative purchase. |
| September 2023 | Department of Professional and Occupational Regulation | Resale Disclosure Act Amendments (Tentative)                   | Final<br>D, S | In accordance with Ch. 387 and 388 of the 2023 Acts of Assembly, which establishes the Resale Disclosure Act and repeals existing disclosure requirements and authorized fees relating to association disclosure packets, this action amends the Common Interest Community Regulations (18VAC48-50), the Common Interest  |

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|  |  |  |               | Community Association Registration Regulations (18VAC48-60), and Common Interest Community Ombudsman Regulations (18VAC48-70).   |
| September 2023                                   | Department of Professional and Occupational Regulation | CIC Ombudsman Regulations – HB 1627/SB 1042 Amendments (Tentative) | Final<br>D, S | Amends the Common Interest Community Ombudsman Regulations (18VAC48-70) to comport requirements of Ch. 20 and 21 of the 2023 Acts of Assembly.   |
| September 2023                                   | Department of Professional and Occupational Regulation | HB 1418 (PAREA) Amendment (Tentative)                              | Final<br>S    | Amends the Real Estate Appraiser Board Rules and Regulations (18VAC130-20) to comport with the requirements of Ch. 106 of the 2023 Acts of Assembly.   |
| September 2023<br><br>Action 6166/<br>Stage 9893 | Department of Professional and Occupational Regulation | General Regulatory Reduction Initiative                            | Proposed<br>D | General review of the Waste Management Facility Operators Regulations (18VAC155-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |

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| September 2023                             | Department of Taxation                           | Fast Track Action to Conform the Retail Sales and Use Tax Regulation to Statutory Changes                                     | Fast-Track<br>D | Amends 23 VAC10-210-410 (Contractors respecting real estate) and 23 VAC10-210-340 (Collection of Tax by Dealers) to Conform the sections to statutory changes.                                     |
| September 2023                             | Department of Taxation                           | Fast Track Action to Reduce Regulatory Requirements in Accordance with Governor Youngkin's Executive Order 19 (June 30, 2022) | Fast-Track<br>D | Reduces and removes unnecessary, confusing, and burdensome requirements currently set forth in Chapters 20, 110, 112, 115, 120, 140, and 210.  |
| October 2023<br>Action 5708/<br>Stage 9239 | Department for Aging and Rehabilitative Services | Amend Regulations Following Periodic Review   | Proposed<br>D   | Following Periodic Review (#2005) of 22VAC40-70 (The VA Public Garden and Conservator Program) conducted in 2020, concluded that the regulation be amended.  |
| October 2023                               | Department for Conservation and Recreation       | Amend 4VAC50-70 (et seq.) Regulations Related to Resource Management Plans  | NOIRA<br>S      | Amend 4VAC50-70 after periodic review, including balanced process by which farmers may voluntarily implement a high level of BMPs that are protective of water quality, applicable to nutrient and |

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|              |   |   |                          | sediment reduction requirements for Chesapeake Bay Watershed Implementation Plan and other TMDLs.   |
| October 2023 | Department of Criminal Justice Services | Comprehensive Review and Update of the Compulsory Minimum Training Standards for Jailors/Courtroom Security/Civil Process Officers, affecting Chapter 6 VAC 20-50 | Proposed<br><br><b>D</b> | Enhances the compulsory minimum training standards for jail officers, courtroom security, and civil process officers located within 6 VAC 20-50-20; revises time requirement for completion in 6 VAC 20-50-40; replaces existing DIBR to align with newly revised law enforcement training standards.                   |
| October 2023 | Department of Criminal Justice Services | Comprehensive Review and Update of the Compulsory Minimum Training Standards for Dispatchers, affecting Chapter 6 VAC 20-60                                       | NOIRA<br><br><b>D</b>    | Revises compulsory minimum training standards for dispatchers, located within 6 VAC 20-60-20; updates FORMS and DIBR sections; and possibly include new MARCUS Alert information to include newly adopted Right Help, Right Now initiative; role title of “dispatcher” will change to “public safety telecommunicator”. |

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| October 2023                                    | Department of Criminal Justice Services | Comprehensive Review and Update of the Rules Relating to Court-Appointed Special Advocates (CASA), Chapter 6 VAC 20-160 | NOIRA<br><br>D    | Updates all 10 sections of this regulation, ensuring all Court-Appointed Special Advocates follow up-to-date requirements for training, meet minimum screening and qualifications for appointment, and understand the confidential nature of their volunteer duties and responsibilities. |
| October 2023<br><br>Action 6290/<br>Stage 10083 | Department of Education                 | Action to Comply with Chapter 4 of the 2023 Acts of Assembly  | Final<br><br>S    | Ch. 4 of the 2023 Acts of Assembly directs local education agencies to shorten deadline from 65 business days from the date of receipt of referral for an initial evaluation or a reevaluation of a child to determine eligibility for special education and related services.            |
| October 2023<br><br>Action 6292/<br>Stage 10085 | Department of Education                 | Action to Comply with Chapter 748 and 771 of the 2023 Acts of Assembly  | Proposed<br><br>D | Amendment to 8VAC20-023-50(A) (Licensure Regulations for School Personnel), including specification that division superintendent must provide satisfactory performance evaluations for the  |



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|   |                                |   |                     | teacher issued a three-year provisional license that such teacher was employed and received a filed performance evaluation.   |
| October 2023<br><br>Action 6291/<br>Stage 10084 | Department of Education        | Action to Comply with Chapter 7 of the 2023 Acts of the Assembly                    | Final<br><br>S      | Allows the Board of Education to waive certain graduation requirements and award a high school diploma “upon the request of the parent of any high school senior who died in good standing prior to graduation during the student’s senior year”. |
| October 2023                                    | Department of Fire Programs    | Public Participation Guidelines   | NOIRA<br><br>S      | Virginia Fires Services Board does not possess regulatory authority, thus, no longer needs public participation guidelines.   |
| October 2023                                    | Department of Forensic Science | Amendments to Reduce Regulatory Requirements for DNA Data Bank Information Requests | Fast-Track<br><br>D | Eliminates requirements from requestors of law enforcement for DNA Data Bank information, while developing an online submission form on DFS website, all via encrypted email. Removal of written requirement and transition to                    |

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|  |                                     |  |                      | electronic system will reduce time and resources needed from law enforcement.  |
| October 2023<br>Action 6150/<br>Stage 9873 | Department of Environmental Quality | Amendment and Reissuance of the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste Management (9VAC25-192)                                    | Proposed<br><br>F, S | Reissues and amends, as necessary, the existing VPA Regulation and General Permit for Animal Feeding Operations and Animal Waste Management, which expires Nov. 15, 2024.  |
| October 2023                               | Department of Environmental Quality | Amendments to the Virginia Erosion and Stormwater Management Regulation to Update the Virginia Runoff Reduction Method and the Associated Post-Construction Total Phosphorus Water Quality Design Standard | NOIRA<br><br>F       | Amends provisions of the Virginia Erosion and Stormwater Management Regulation (9VAC25-875) to incorporate revisions to the Virginia Runoff Reduction Method (VRRM). Also, the post-construction total phosphorus water quality design standard will be updated, if necessary. |
| October 2023<br>Action 5468/<br>Stage 8880 | Department of Juvenile Justice      | Amend Regulations Governing Mental Health Services Transition Plans for Incarcerated Juveniles (6VAC35-180)  | Proposed<br><br>D, S | Seeks to conduct a comprehensive review of this existing chapter (6VAC35-180) to ensure that requirements are feasible for staff, not  |

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|  |   |  |                   | broader than original scope in statute, and inclusion of provisions that successfully transition youth.  |
| October 2023                               | Department of Juvenile Justice            | Action to Reduce Requirements for Regulation Governing Juvenile Data Requests and Research Involving Human Subjects (6VAC35-170) | Fast-Track<br>D   | Clarifies confusing language and more closely aligns provisions with industry practices.   |
| October 2023<br>Action 6195/<br>Stage 9941 | Department of Medical Assistance Services | Removal of Cost Sharing  | Fast-Track<br>S   | The 2022 Appropriations Act, Item 304.FFFF, directs DMAS to remove co-payments for Medicaid and FAMIS enrollees effective April 1, 2022, or upon expiration of the federal public health emergency related to the Coronavirus Disease 2019 pandemic, whichever is earlier. |
| October 2023<br>Action 5985/<br>Stage 9669 | Department of Medical Assistance Services | Program of All-Inclusive Care for the Elderly  | Fast-Track<br>D   | Updates the Medicaid capitation rate methodology to align with current PACE rate setting practices.  |
| October 2023<br>Action 5810/<br>Stage 9381 | Department of Medical Assistance Services | Clarifications for Durable Medical Equipment and Supplies - Revisions  | Emergency<br>F, S | The 2021 Appropriations Act (Special Session 1), Item QQQQ,  |

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|  |  |   |                        | directs DMAS to expand 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.  |
| October 2023<br>Action 5767/<br>Stage 9909 | Department of<br>Medical<br>Assistance<br>Services | Client Appeals<br>Update                                    | Fast-Track<br><br>D, S | 317.GG(2) of the 2021 Appropriations Act requires DMAS to clarify (i) the burden of proof in client appeals, (ii) the scope of review for de novo hearings in client appeals, and (iii) the timeframes for submission of documents and decision deadlines for de novo client hearings. |
| October 2023<br>Action 5751/<br>Stage 9296 | Department of<br>Medical<br>Assistance<br>Services | Adult Dental  | NOIRA<br><br>D, S      | The 2021 Appropriations Act (Special Session 1), Item QQQQQ, directs DMAS to provide a comprehensive dental benefit to adults, effective July 1, 2021.   |
| October 2023<br>Action 6179/<br>Stage 9917 | Department of<br>Medical<br>Assistance<br>Services | Repeal of Out-of-<br>Date and<br>Unnecessary<br>Regulations | Fast-Track             | Repeals out-of-date and unnecessary eligibility regulations, which already exists in the   |

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|  |   |                  |                        | Department's Eligibility and Enrollment Manual on the Department's webpage.   |
| October 2023<br>Action 5934/<br>Stage 9585 | Department of Medical Assistance Services | Pharmacy Updates | Fast-Track<br><br>D, S | This 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 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 to Indian Health Service. |

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| October 2023<br>Action 5795/<br>Stage 9603 | Department of<br>Medical<br>Assistance<br>Services                 | Private Duty<br>Nursing Services<br>Under EPSDT  | NOIRA<br><br>D, S   | Item 304.MM(2) of<br>the 2022<br>Appropriations Act<br>directs DMAS to<br>include the<br>following items<br>related to private<br>duty nursing:<br>services covered,<br>provider<br>qualifications,<br>medical necessity<br>criteria, and rates;<br>clarifies that private<br>duty nursing<br>services are not<br>covered unless an<br>individual receives<br>services under<br>EPSDT or a §<br>1915(c) waiver. |
| October 2023                               | Department of<br>Medical<br>Assistance<br>Services                 | Case Management<br>for Assisted Living<br>Facility Residents   | Fast-Track<br><br>D | Repeals outdated<br>case management<br>regulations for<br>assisted living<br>facility residents.  |
| October 2023                               | Department of<br>Professional<br>and<br>Occupational<br>Regulation | General Review of<br>Virginia<br>Professional Boxing<br>and Wrestling<br>Events Regulations<br>(Tentative) | NOIRA<br><br>D      | General review of<br>the Virginia<br>Professional Boxing<br>and Wrestling<br>Events Regulations<br>(18VAC120-40), in<br>accordance with the<br>Administrative<br>Process Act,<br>Executive Order 19<br>(2022), and<br>Executive Directive<br>Number One<br>(2022).  |
| October 2023                               | Department of<br>Professional<br>and                               | General Review of<br>Board of Architects,<br>Professional  | NOIRA<br><br>D      | General review of<br>the Board of<br>Architects,  |

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|              | Occupational Regulation                                | Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects Regulations (Tentative) |               | Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects Regulations (18VAC10-20). In accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| October 2023 | Department of Professional and Occupational Regulation | 2023 General Review   | Proposed<br>D | General review of the Virginia Asbestos Licensing Regulations (18VAC15-20), in accordance with the Administrative Process Act, Executive Order (2022), and Executive Directive Number One (2022).  |
| October 2023 | Department of Professional and Occupational Regulation | General Review of Virginia Lead-Based Paint Activities Regulations (Tentative)                            | NOIRA<br>D    | General review of the Virginia Lead-Based Paint Activities Regulations (18VAC15-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).                                    |

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| October 2023<br>Action 5719/<br>Stage 9547 | Department of Professional and Occupational Regulation | Amendment to the Instructor Training Program                        | Final<br>D | Establishes a uniform instructor program among licensed cosmetology, barber, nail, wax, and esthetics schools; instructors are required to complete a training program for each profession. |
| October 2023                               | Department of Professional and Occupational Regulation | General Review of Barbering and Cosmetology Regulations (Tentative) | NOIRA<br>D | General regulatory review of Barbering and Cosmetology Regulations (18VAC41-20).  |
| October 2023                               | Department of Professional and Occupational Regulation | General Review of Tattooing Regulations (Tentative)                 | NOIRA<br>D | General regulatory review of the Tattooing Regulations (18VAC41-50).  |
| October 2023                               | Department of Professional and Occupational Regulation | General Review of Body-Piercing Regulations (Tentative)             | NOIRA<br>D | General regulatory review of the Body-Piercing Regulations (18VAC41-60).  |
| October 2023                               | Department of Professional and Occupational Regulation | General Review of Esthetics Regulations (Tentative)                 | NOIRA<br>D | General regulatory review of the Esthetics Regulations (18VAC41-70).  |
| October 2023                               | Department of Professional and Occupational Regulation | General Review of Board for Branch Pilots Regulations               | NOIRA<br>D | General regulatory review of the Board for Branch Pilots (18VAC45-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive                |



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|              |  |  |            | Number One (2022).  |
| October 2023 | Department of Professional and Occupational Regulation | General Review of Cemetery Board Rules and Regulations (Tentative) | NOIRA<br>D | General regulatory review the Cemetery Board Rules and Regulations (18VAC47-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| October 2023 | Department of Professional and Occupational Regulation | General Review of Condominium Regulations (Tentative)              | NOIRA<br>D | General regulatory review of the Condominium Regulations (18VAC48-30) in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).            |
| October 2023 | Department of Professional and Occupational Regulation | General Review of Time-Share Regulations (Tentative)               | NOIRA<br>D | General regulatory review of the Time-Share Regulations (18VAC48-45), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).            |

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| October 2023 | Department of Professional and Occupational Regulation | General Review of Common Interest Community Association Registration            | NOIRA<br>D | General regulatory review of Common Interest Community Association Registration Regulations (18VAC48-60), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| October 2023 | Department of Professional and Occupational Regulation | General Review of Fair Housing Certification Regulations (Tentative)            | NOIRA<br>D | General regulatory review of the Fair Housing Certifications Regulations (18VAC62-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).                    |
| October 2023 | Department of Professional and Occupational Regulation | General Review of Real Estate Appraiser Board Rules and Regulations (Tentative) | NOIRA<br>D | General review of the Real Estate Appraiser Board Rules and Regulations (18VAC130-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).                           |

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| October 2023 | Department of Professional and Occupational Regulations | General Review of Appraisal Management Company Regulations                     | NOIRA<br>D | General review of the Appraisal Management Company Regulations (18VAC130-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).         |
| October 2023 | Department of Professional and Occupational Regulation  | General Review of Virginia Real Estate Board Licensing Regulations (Tentative) | NOIRA<br>D | General review of the Virginia Real Estate Board Licensing Regulations (18VAC135-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| October 2023 | Department of Professional and Occupational Regulation  | General Review of Fair Housing Regulations (Tentative)                         | NOIRA<br>D | General review of the Fair Housing Regulations (18VAC135-50), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).                         |
| October 2023 | Department of Professional and Occupational Regulation  | General Review of Professional Soil Scientists Regulations (Tentative)         | NOIRA<br>D | General review of the Professional Soil Scientists Regulations (18VAC145-20), in accordance with the  |

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|  |  |  |                         | Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).  |
| October 2023                                   | Department of Professional and Occupational Regulation | General Review of Regulations Governing Certified Professional Wetland Delineators (Tentative) | NOIRA<br><br>D          | General review of the Regulations Governing Certified Professional Wetland Delineators (18VAC145-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).                                   |
| October 2023<br><br>Action 5858/<br>Stage 9449 | Department of Social Services                          | Update Child Support Enforcement Program (22VAC40-880)   | Fast-Track<br><br>F, D  | Enhances consistency of program with Code of VA and applicable federal law; makes amendments for clarity and reformatting of information to conform to the requirements of the Form, Style, and Procedure Manual for Publication of Virginia Regulations. |
| October 2023<br><br>Action 5369/<br>Stage 9698 | Department of Social Services                          | Amend Standards for Licensed Child-Placing Agencies (22VAC40-131)                              | Proposed<br><br>F, D, S | Brings regulation into alignment with federal Preventing Sex Trafficking and Strengthening Families Act of 2014 and the Family  |

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|              |                               |   |               | First Prevention Services Act of 2018.  |
| October 2023 | Department of Social Services | Amend General Provisions Licensure Requirements (22VAC40-80)                                      | NOIRA<br>S    | Agency will propose amendments identified in the periodic review to align with state code requirements and any regulatory reform amendments identified. |
| October 2023 | Department of Transportation  | 24VAC30-200 Vegetation Control Regulations on States Rights-of-Way Amendments Proposed by the CTB | Proposed<br>D | Amends 24VAC30-200 based on comprehensive review.   |
| October 2023 | Department of Transportation  | 24VAC30-151 Land Use Permit Regulations Amendments Proposed by the CTB                            | Proposed<br>D | Amends 24VAC30-151 based upon comprehensive review of the regulation conducted at the NOIRA stage.  |
| October 2023 | Department of Transportation  | 24VAC30-73 Access Management Regulations Amendments Proposed by VDOT                              | Proposed<br>D | Amendments to 24VAC30-73 based upon comprehensive review of regulation conducted at the NOIRA stage.  |
| October 2023 | Department of Transportation  | 24VAC30-121 Comprehensive Roadside Management Program Regulations Amendments Proposed by VDOT     | Proposed<br>D | Amendments to 24VAC30-121 based upon the comprehensive review of the regulation conducted at the NOIRA stage.   |

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| October 2023  | Department of Transportation     | 24VAC30-92<br>Secondary Street Acceptance Requirements Amendments<br>Proposed by the CTB | Proposed<br><br>D, S | In accordance with Chapter 425 of the 2022 Acts of Assembly, this regulation amends connectivity requirements for new additions to the secondary system by specifying that flexibility be included in the regulations for connectivity requirements as deemed appropriate and required that VDOT convene a stakeholder advisory group to recommend amendments to the regulation. |
| October 2023  | Department of Wildlife Resources | Elk Conservation License   | Proposed<br><br>D    | Proposes technical amendments to 4VAC15-90-550 (establishes Elk Conservation License program) to allow the discretion to award the license on a multiyear basis.   |
| November 2023 | Department of Fire Programs      | Public Participation Guidelines  | Proposed<br><br>S    | Virginia Fires Services Board does not possess regulatory authority, thus, no longer needs public participation guidelines.  |
| November 2023 | Department of Education          | Action to Comply with Chapter 122 of   | Final                | Ch. 122 clarifies how the Board of   |

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|   |                                     | the 2023 Acts of Assembly  | S              | Education is to implement amendments to the Code of VA made during the 2022 legislative session.   |
| November 2023<br><br>Action 5415/<br>Stage 9859 | Department of Environmental Quality | Solid Waste Management Regulations Amendment 9   | Final<br><br>D | Amendments, developed by a Regulatory Advisory Panel in Summer 2021, improve standards for the siting, operation and monitoring of landfills and revise the open burning exemptions to be more protective of human health and the environment. |
| November 2023                                   | Department of Environmental Quality | Amendment to the Water Quality Standards Regulation – Special standards and requirements (9VAC25-260-310) - NOIRA  | NOIRA<br><br>D | Promulgates a site-specific life criterion for selenium applicable to four tributaries to Knox Creek in the Big Sandy River basin in Buchanan County. It will be based on EPA recommended criterion.   |
| November 2023                                   | Department of Environmental Quality | Amendments to the Small Renewable Energy Projects (Solar) Permit by Rule (9VAC15-60) as Required by Chapter 688 of the 2022 Acts of Assembly (HB 206, Del. Webert) | NOIRA<br><br>S | Incorporates criteria to determine what mitigation is necessary when there is an adverse impact to prime agricultural soils and/or forest lands to 9VAC15-60, in accordance with Ch.   |

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|               |   |   |               | 688 of the 2022 Acts of Assembly.   |
| November 2023 | Department of Health                            | Amend the Regulations Governing Rules and Regulations Governing Health Data Reporting (12VAC5-216) and Repeal the Regulations Governing the Methodology to Measure Efficiency and Productivity of Health Care Institutions (12VAC5-215) | NOIRA<br>D    | Portions of Ch. 216 which are no longer relevant or mandated will be repealed and the remaining provisions will be moved to Ch. 215, which will also update language to reflect bet industry practices. |
| November 2023 | Department of Health                            | 12VAC5-67. Amend Regulations of the Advanced Health Care Directive as a Result of Periodic Review   | NOIRA<br>D    | Revises this chapter to ensure the governance of the Advance Health Care Directive Registry is reflective of up-to-date technology and industry best practices.   |
| November 2023 | Department of Housing and Community Development | Commission on Local Government Organization and Regulation of Procedure (1VAC 50-20)  | NOIRA<br>D    | CLG will undertake a regulatory action to consider changes to its Regulation of Procedure for Commission Proceedings.   |
| November 2023 | Department of Medical Assistance Services       | School Services   | NOIRA<br>D, S | The 2021 Appropriations Act, Item 313.AAAAAA, directs DMAS to allow payment of medical assistance   |



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|   |   |                         |                | 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. |
| November 2023<br><br>Action 5172/<br>Stage 9409 | Department of Medical Assistance Services | Service Authorization   | Fast-Track     | Clarifies 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 the 2019 Acts of Assembly, Chapter 854, Item 303.X1.   |
| November 2023                                   | Department of Medical Assistance Services | Removal of DEA-X Waiver | Final<br><br>F | Removes the federal requirement that practitioners obtain a DATA-Waiver or X-Waiver to prescribe medications, like   |

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|               |   |  |                        | buprenorphine, to treat patients with opioid use disorder, pursuant to Section 1262 of the Consolidated Appropriations Act, 2023.   |
| November 2023 | Department of Medical Assistance Services | 2020 Long Term Services and Supports (LTSS) Screenings Changes                 | Fast-Track<br><b>S</b> | In accordance with 2020 HB/SB 902, allows 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. |
| November 2023 | Department of State Police                | Motor Carrier Safety Regulations – Summer 2023 Amendments – FINAL – 19VAC30-20 | Final<br><b>F, S</b>   | Revision will grant qualified Virginia law enforcement officers the authority to enforce with the Federal Motor Carrier Safety Regulations promulgated by the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, with amendments promulgated and in effect as of October 1, 2023.                      |

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| November 2023                                   | Virginia Marine Resources Commission                   | Chapter 4VAC20-120-10 et seq., “Pertaining to Public Notice of Applications for Permits for Certain Uses of State-Owned Bottomlands” | Final<br>D                | Proposes to eliminate the use of newspapers to satisfy the public notice requirements for projects or activities requiring a permit from the Marine Resources Commission, and rather through posting notice of proposed activity on Commission’s website and Virginia Regulatory Town Hall. |
| November 2023<br><br>Action 5893/<br>Stage 9595 | Department of Professional and Occupational Regulation | Amendment of Prohibited Acts   | Final<br>D                | Amends the Board for Contractors Regulations (18VAC50-22) to change provisions related to minimum requirements for residential construction to include language that would allow time and material contracts as well as cost-plus contracts.  |
| December 2023                                   | Department of Criminal Justice Services                | Repeal of the Rules Relating to School Security Officers, affecting Chapter 6 VAC 20-240   | NOIRA,<br>Fast-Track<br>D | Repeals Ch. 6 VAC 20-240. Awaiting Secretary of Public Safety and Homeland Security direction before moving forward.  |
| December 2023                                   | Department of Criminal Justice Services                | Repeal of Rules Relating to Campus Security Officers,  | Fast-Track<br>D           | Repeals Ch. 6 VAC 20-270 and promulgates updates to Virginia Center   |

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|               |  | affecting Ch. 6 VAC 20-270  |                 | for School and Campus Security division of DCJS through guidance documents. Awaiting Secretary of Public Safety and Homeland Security direction before moving forward.   |
| December 2023 | Department of Education                                    | Action to Adopt New Standards for the Background Checks for Child Day Programs and Family Day Systems | Proposed<br>D   | Repeals chapter in its entirety and adopts new standards for background checks for child day programs and family day systems.  |
| December 2023 | Virginia State Board of Local and Regional Jails           | Revisions to Public Participation Guidelines (6VAC15-11)  | Fast-Track<br>S | Amends 6VAC15-11-10 (“Purpose”) and 6VAC15-11-20 (“Definitions”) of the Board’s public participation guidelines to replace “Department of Corrections” with “Board of Local and Regional Jails”. Also, directs the Board to offer interested parties of regulations an opportunity to be accompanied or represented by counsel or other representatives. |
| December 2023 | Department of Behavioral Health and Developmental Services | 12VAC35-230, Operation of the Individual and Family Support Program.                                  | Proposed<br>S   | Amendments to 12VAC35-120, per Ch. 2 of 2022 Special Session 1 Acts of Assembly,   |

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|               |  | Amendments to Establish Criteria and Annual Funding Priorities Through the Annual Funding Program Guidelines and Ensure Public Input. |                        | to utilize emergency authority to promulgate regulations that change the current distribution of annual Individual and Family Support Program (IFSP) funds from a “first-come-first-served” basis to a criteria-based program.                               |
| December 2023 | Department of Behavioral Health and Developmental Services | Amendments to 12VAC35-115 to Reduce Regulatory Burden and Streamline  | Fast-Track<br><b>D</b> | Will target a package of amendments to reduce regulatory burden on licensed providers as part of significant clarifying update already in development.   |
| December 2023 | Department of Behavioral Health and Developmental Services | 12VAC35-225, Amendments to Requirements for Virginia’s Early Intervention System to Add New Disciplines                               | Fast-Track<br><b>D</b> | DBHDS is in discussion with DMAS regarding a number of new provider types (disciplines), which DBHDS Part C would like to add in 12VAC35-225-430.B. If DMAS accepts these disciplines for Medicaid reimbursement, DBHDS will proceed with regulatory change. |
| December 2023 | Department of Environmental Quality                        | Repeal of CO2 Budget Trading Program as   | Final<br><b>D</b>      | Removes Virginia from participation in the Regional  |

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|   |                                     | Required by Executive Order 9 (Revision A22)  |                | Greenhouse Gas Initiative (RGGI) and repeals Part VII of 9VAC5-140, requiring Virginia to participate.   |
| December 2023<br><br>Action 5923/<br>Stage 9950 | Department of Environmental Quality | Amendment and Reissuance of the Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges of Stormwater Associated with Industrial Activity (9VAC25-151) | Final<br><br>S | Reissues the general permit governing all stormwater discharges associated with industrial activity from facilities in any of the industrial activities defined in 9VAC25-151-10. This permit expires June 30, 2024. |
| December 2023                                   | Department of Environmental Quality | Modification of Regulatory References Within 9VAC25-210-340. “Application requirements for surface water withdrawals”   | NOIRA<br><br>S | Amends and reissues the existing specific language within 9VAC25-210-34.   |
| December 2023                                   | Department of Environmental Quality | Modification of Regulatory References Within 9VAC25-210-320, “Preapplication procedures for new or expanded surface water withdrawals”, section B.3 – NOIRA                                     | NOIRA<br><br>S | Amends and reissues existing specific language within 9VAC25-210-320.  |
| December 2023                                   | Department of Health                | 12VAC5-475. Amend Regulations Implementing the Virginia Organ and Tissue Donor Registry in  | Final<br><br>D | Amends regulation to make style and form changes, and correct any technical errors.  |

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|   |                      | Response to 2023 Periodic Review  |               |  |
| December 2023                                   | Department of Health | 12VAC5-440. Amend Regulations of Summer Camps as a Result of Periodic Review  | Proposed<br>D | Amend the regulations to align with current practices, remove conflicting language related to food handling and storage, and improve standards related to water/sewage provisions, general sanitation, swimming facilities, disease reporting, pest and vector control, and lodging standards. |
| December 2023<br><br>Action 4770/<br>Stage 8385 | Department of Health | 12VAC5-31 / 12VAC5-32. Virginia Emergency Medical Services Regulations Repeal Chapter 31 and Promulgate New Chapter 32 for Emergency Medical Services Regulations | Proposed<br>D | Changes terminology, practices to testing, enforcement, agency responsibilities, certification levels, reporting requirements, training, EMS physician requirements, Regional Council and Financial Assistance of Emergency Medical Services requirements.                                     |
| December 2023                                   | Department of Health | 12VAC5-460. Amend Regulations Governing Tourist Establishment Swimming Pools  | Proposed<br>D | Amends text to ensure effective regulatory program governing water facilities located at   |

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|               |                      | and Other Public Pools as a Result of Periodic Review   |                        | tourist establishments (campgrounds, hotels, and summer camps) is maintained throughout the Commonwealth.  |
| December 2023 | Department of Health | Promulgation of Regulations for the Provision of Telecommunicator Cardiopulmonary Resuscitation Instruction | Fast-Track<br><br>D, S | Ch. 1068 and 1069 of the 2020 Acts of Assembly directed VDH Office of Emergency Medical Services to adopt training and equipment standards for the provision of high-quality telecommunicator cardiopulmonary resuscitation instruction (TCPR) by 911 dispatchers.   |
| December 2023 | Department of Health | 12VAC5-219. Promulgate Permanent Prescription Drug Price Transparency Regulations                           | Final<br><br>D, S      | Ch. 304 of 2021 Acts of Assembly, Special Session I requires VDH to promulgate regulations to effectuate the act, specifically the specification of prescription drugs for the purpose of data collection and procedures for auditing information provided by health carriers, pharmacy benefit managers, wholesale distributors, and manufacturers, as well as a schedule |



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|   |                                  |  |                      | of civil penalties for failure to report information required, based on the severity of violation.  |
| December 2023<br><br>Action 6169/<br>Stage 9896 | Department of Health             | Amend the Regulations Governing Outpatient Health Data Reporting (12VAC5-218) to align the chapter with inpatient level data reporting requirements and to expand outpatient data reporting. | Proposed<br><br>D    | The amendments considered will align the chapter with inpatient level data reporting requirements and to expand outpatient data reporting.  |
| December 2023                                   | Department of Health             | 12VAC5-490. Amend Radiation Protection Regulations: Fee Schedule as a Result of Periodic Review  | Proposed<br><br>D, S | Fees assessed for x-ray registrations, state x-ray inspections, and the licensing of radioactive materials will be increased.   |
| December 2023                                   | Department of Health             | 12VAC5-550. Regulations Governing Vital Records Amend Regulations Pursuant to 2023 Periodic Review   | Fast-Track<br><br>D  | Updates style, form, and content as necessary to ensure clear, readable regulations to continue to administer an efficient and accessible system of vital records for the Commonwealth. |
| December 2023                                   | Department of Health Professions | Promulgation of Regulations Related to Requirements and Training Necessary for Dentists to   | NOIRA<br><br>D, S    | NOIRA will be issued for requirements to perform cosmetic botox on patients pursuant to Ch. 413   |

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|               |                                  | Perform Cosmetic Botox.  |                 | of the 2023 Acts of Assembly.  |
| December 2023 | Department of Health Professions | Fast-Track Regulatory Action to Delete or Amend 18VAC60-21-350(B)(9)   | Fast-Track<br>S | Delete or amend 18VAC60-21-350(B)(9) pursuant to the second enactment clause of Ch. 413 of the 2023 Acts of Assembly by fast-track action.                                 |
| December 2023 | Department of Juvenile Justice   | Periodic Review of Regulation for Nonresidential Services (6VAC35-150)   | NOIRA<br>D      | Removes several provisions that improperly incorporate departmental procedures into regulation (6VAC35-150).   |
| December 2023 | Department of Juvenile Justice   | Action to Reduce Requirements for Regulation Governing Juvenile Justice Record Information and the Virginia Juvenile Justice Information System (6VAC35-160) | Fast-Track<br>D | Clarifies existing language and accounts for changes in agency and industry practices.   |
| December 2023 | Department of Labor and Industry | Regulation Governing On-The-Job Training Programs or Other Training Programs – 16 VAC 15-60  | Proposed<br>S   | Required by Code of VA 40.1-28-10.A.2, which provides standards for on-the-job training or other training programs that can use the training wage provided for in the law. |
| December 2023 | Department of Medical            | Repeal of Documents Incorporated by  | Fast-Track<br>D | Repeals out-of-date and unnecessary documents  |

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|   | Assistance Services                                    | Reference – Chapter 60   |                  | incorporated by reference (DIBR) because they are either outdated or already exist on the DMAS Medicaid Enterprise System (MES) Web Portal or via other sources that are not owned by DMAS (e.g., DSM). |
| December 2023                               | Department of Medical Assistance Services              | Electronic Visit Verification for Home Health                              | Proposed<br>F, D | Updates language to implement Electronic Visit Verification for home health care services.  |
| December 2023<br>Action 5709/<br>Stage 9571 | Department of Professional and Occupational Regulation | Amendment to Expand Training Options for Applicants                        | Final<br>D       | Amends the Hearing Aid Specialists Regulations (18VAC80-20) by creating an additional method of qualifying for the license: registered apprenticeship.  |
| December 2023                               | Department of Social Services                          | Amend the Foster and Adoptive Family Home Approval Standards (22VAC40-211) | Final<br>S       | Amends regulation in response to Chapter 340 (HB1744) of the 2023 Acts of Assembly; directs DSS to establish a market rate for home studies; HB 1744 has a delayed enactment of January 1, 2024.        |
| December 2023                               | Department of Social Services                          | Amend Standards for Assisted Living  | Proposed<br>D    | This action simplifies and clarifies language,  |

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| Action 6155/<br>Stage 9883 |   | Facilities<br>(22VAC40-73)  |            | improves definitions, and makes technical edits for ease of understanding and any other changes deemed necessary after public comment and review.   |
| December 2023              | Department of Social Services             | Amend Home Study Requirements for Licensed Child Placing Agencies (22VAC40-131) | Final<br>S | Aligns with Chapter 340 of the 2023 Acts of Assembly (HB1744), to include requirement to use the mutual family assessment home study template, transferability of home studies to other agencies, and a market for the home study transfer fee. |
| December 2023              | Virginia Marine Resources Commission      | Revisions to Regulations for Atlantic Striped Bass                              | Final<br>F | Chapter 4VAC20-252-10 will now comply with Addendum II of the Interstate Fisheries Management Plan for this species.  |
| January 2024               | Department of Conservation and Recreation | Amend 4VAC50-20 (et. Seq.) – Impounding Structure Regulations                   | NOIRA<br>S | Amendments will be made to 4VAC50-20 to reduce or eliminate regulatory requirements following public comment.   |
| January 2024               | Department of Elections                   | Campaign Finance Regulations for  | Proposed   | HB 1238 of 2020 General Assembly  |

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| Action 5752/<br>Stage 9229 |                                     | Print Media<br>Advertisements   | S             | instructs State Board of Elections to promulgate regulations related to print media requirements. This action would ensure that disclosure statements are displayed in conspicuous manner/<br>proportionate to the size of the advertisement on certain political print media advertisements.  |
| January 2024               | Department of Environmental Quality | Regulation For Low Emissions and Zero Emissions Vehicle Standards, 9VAC5-95 (Rev. MR)         | Final<br>S    | Required by Ch. 263 of the 2021 Special Session I Virginia Acts of Assembly, a new regulation (9VAC5-95) is being added to require the State Air Pollution Control Board to adopt any model year standards relating to the control of emissions from new vehicles or new motor vehicle engines, pursuant to the federal Clean Air Act. |
| January 2024               | Department of Environmental Quality | Amendment or Reissuance of the VPDES General Permit Regulation for Domestic Sewage Discharges | NOIRA<br>F, S | Amend and reissues the existing general permit regulation for domestic sewage discharges of less than or equal to  |

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|              |                                     | of Less Than or Equal to 1,000 Gallons Per Day (9VAC25-110)  |               | 1,000 gallons per day, which expires on July 31, 2026.   |
| January 2024 | Department of Environmental Quality | Amendment and Reissuance of the VPDES General Permit Regulation for Nonmetallic Mineral Mining (9VAC25-190)    | Final<br>F, S | Authorizes a new permit term of July 1, 2024 through June 30, 2029. Also amends general permit to include conditional electronic reporting, and the outdated GM21-2004 guidance will be rescinded and addressed in a separate table. |
| January 2024 | Department of Environmental Quality | Amendment and Reissuance of the VPDES General Permit Regulation for Seafood Processing Facilities (9VAC25-115) | NOIRA<br>F, S | Amends and renews existing general permit for seafood processing facilities, which expires on June 30, 2026.   |
| January 2024 | Department of Health Professions    | Repeal of Regulations in 18VAC110-60   | Final<br>S    | Repeals regulations contained in 18VAC110-60 upon the effective date of Chapters 740 and 773 of the 2023 Acts of Assembly.   |
| January 2024 | Department of Health Professions    | Fee Increase   | NOIRA<br>D    | The Board of Nursing will institute a regulatory action for a fee increase, which is necessary to cover operating expenses of the Board.   |
| January 2024 | Department of Juvenile Justice      | Establish New Regulation   | NOIRA         | Creates rules pertaining to  |

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|              |   | Governing Community Placement Programs for Committed Youth                  | D                  | committed (direct care) youth who are placed in Community Placement Programs (CPPs).  |
| January 2024 | Department of Medical Assistance Services | Peers Recovery Support Services   | Fast-Track<br>D, S | Acts of Assembly 2021 Chapter 302:2 authorized DMAS to adopt regulations for telemedicine services delivered through audio-only telephone; modifies peer recovery services program needs and clarify requirements; align language with relevant regulations from DBHDS, DHP, Virginia Board of Counseling, and DMAS' telemedicine requirements. |
| January 2024 | Department of Medical Assistance Services | Targeted Case Management for Individuals with Severe Traumatic Brain Injury | Fast-Track<br>D, S | HB 680 of the 2022 General Assembly directed DMAS to provide targeted case management services for individuals with severe traumatic brain injury.  |
| January 2024 | Department of Medical Assistance Services | Audio Only  | Fast-Track<br>D, S | The 2022 Appropriations Act, Item 304.UUU, directs DMAS to authorize coverage for clinically appropriate audio-only services,   |

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|  |                                      |  |                       | provider-to-provider consultations, store-and-forward, and virtual check-ins with patients.   |
| January 2024                               | Department of Historic Resources     | Regulations Governing Contextualization of Monuments or Memorials for Certain War Veterans | Proposed<br>D, S      | Pursuant to Ch. 1100 and 1101 of the 2020 Acts of Assembly, the chapters mandate the 4 <sup>th</sup> enactment clause includes general provisions regarding markers including markers appearance, location, and ownership and application requirements and approval process.                      |
| January 2024<br>Action 6126/<br>Stage 9845 | Department of Social Services        | Update Human Subject Research Chapter (22 VAC 40-890)                                      | Fast-Track<br>F, D, S | Updates certain definitions in congruence with those that appear in code sections, includes new changes to the Common Rule, such as the expansion of list of types of research posing minimal risk to human subjects that qualify for either an exemption from IRB review or an expedited review. |
| January 2024                               | Virginia Marine Resources Commission | Revisions to Regulations Pertaining to Black Sea Bass Season                               | Final<br>F            | Establishes a February 2024 recreational black sea bass fishery.  |



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| January 2024  | Virginia Marine Resources Commission             | Revisions to Regulations Pertaining to Blueline Tilefish   | Final<br>F             | Amends the recreational season in state waters to mirror the recreational season in federal waters for blueline tilefish from May 15 through November 14.                                       |
| January 2024  | Department of Wildlife Resources                 | Elk Conservation License   | Final<br>D             | Board of Wildlife Resources would finalize adoption of proposed amendment of multiyear proposals for 4VAC15-90-550 (Elk Conservation License) program.  |
| February 2024 | Department of Education                          | Revisions to the Regulations Establishing Standards for Accrediting Public Schools in Virginia                     | Proposed<br>D          | Revises standards of accreditation for Virginia public schools.   |
| February 2024 | Virginia State Board of Local and Regional Jails | Periodic Review of Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities | Proposed (Exempt)<br>S | Revision to 6VAC15-81 to eliminate three rules for submission of documentation to approve construction projects and maintain compliance with Department of General Services (DGS) requirements. |
| February 2024 | Department of Fire Programs                      | Public Participation Guidelines  | Final<br>S             | Virginia Fires Services Board does not possess regulatory authority,  |

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|               |                                     |   |               | thus, no longer needs public participation guidelines.  |
| February 2024 | Department of Environmental Quality | Modification of Regulatory References Within 9VAC25-210-340. “Application requirements for surface water withdrawals”                               | Proposed<br>S | Amends and reissues existing specific language within 9VAC25-210-34.  |
| February 2024 | Department of Environmental Quality | Modification of Regulatory References Within 9VAC25-210-320, “Preapplication procedures for new or expanded surface water withdrawals”, section B.3 | Proposed<br>S | Amends and reissues existing specific language within 9VAC25-210-320.   |
| February 2024 | Department of Health                | Promulgate Regulations for the Virginia Behavioral Health Loan Repayment Program  | NOIRA<br>D, S | Item 287(B) of Chapter 2 of the 2022 Acts of Assembly, Special Session I directs the Virginia Department of Health to establish a Virginia Behavioral Health Loan Repayment Program and directs the Board of Health to promulgate regulations consistent with the Item to administer the program. |
| February 2024 | Department of Health                | 12VAC5-195. Virginia Women Infants and Children Program   | Final<br>D    | This action is in response to a periodic review to update the language  |

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|   |   | Regulations Amend Regulations as a Result of Periodic Review     |                 | to reflect best practices and up-to-date requirements relevant to administration of the program.   |
| February 2024                               | Department of Medical Assistance Services               | Addiction and Recovery Treatment Services Update                 | Fast-Track<br>D | Clarifies 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. |
| February 2024<br>Action 5658/<br>Stage 9548 | Department of Professional and Occupational Regulations | 2020-2021 General Review of Home Inspector Licensing Regulations | Final<br>D      | General review of Home Inspector Licensing Regulations (18VAC15-40), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).                            |
| February 2024<br>Action 6003/<br>Stage 9938 | Department of Professional and Occupational Regulation  | SB 607 Amendment   | Final<br>D      | Amends the Home Inspector Regulations (18VAC15-40) to comply with the requirements of Chapter 398 of the 2022 Acts of Assembly (SB 607); requires that a home  |

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|   |  |  |                                       | inspection and the report of its findings include a determination of whether the home's smoke detectors are in "good working order", as defined by the Board.   |
| February 2024                                   | Department of Social Services                    | Amend the Permanency Services Regulation (22VAC40-201)                             | NOIRA<br>F, D, S                      | Amendments are needed to reflect changes in statute and practice.   |
| February 2024                                   | Department of Social Services                    | Amend Liability Insurance Requirements for Assisted Living Facilities (22VAC40-73) | Emergency or Emergency/<br>NOIRA<br>S | Amendment would align regulation with requirements pursuant to Chapter 580 of the 2023 Acts of Assembly (SB1221), establishing a minimum amount of liability insurance based on the size of the facility. |
| February 2024<br><br>Action 5370/<br>Stage 9388 | Department of Social Services                    | Amend Standards for Licensed Children's Residential Facilities (22VAC40-151)       | Proposed<br>F, D, S                   | Proposed amendments align with the federal Preventing Sex Trafficking and Strengthening Families Act of 2014 and the Family First Prevention Services Act of 2018.  |
| March 2024                                      | Department for Aging and Rehabilitative Services | Amend Vocational Rehabilitation Regulations Following Periodic Review              | Fast-Track<br>F, S                    | Seeks to amend 22VAC30-20 (Provision of Vocational Rehabilitation Services) to provide  |

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|  |                         |   |                     | minor revisions, clarifications, such as financial participation and release of personal info.  |
| March 2024<br>Action 5798/<br>Stage 9650 | Department of Education | Amend the Licensure Regulations for School Personnel (8VAC20-23) to Include Instruction in Cultural Competency for Initial Licensure and Renewal of a License   | Proposed<br><br>S   | Amends licensure regulations for school personnel, in accordance with 2021 HB 1904 and SB 1996 legislation, that requires that any person seeking initial licensure or renewal of a license shall complete instruction or training in cultural competency as prescribed by the Board. |
| March 2024<br>Action 5972/<br>Stage 9654 | Department of Education | Proposed Amendments to the Licensure Regulations for School Personnel and Regulations Governing the Review and Approval of Education Programs in Virginia to Comport with Federal Guidelines Related to Accredited Institutions of Higher Education | Fast-Track<br><br>D | Proposed amendments reflect changes to made to federal regulations, regarding the categorization of accrediting agencies from “regional” or national” to now be identified as “institutional” or nationally recognized”.  |
| March 2024<br>Action 5258/<br>Stage 9631 | Department of Education | Revisions to the Licensure Regulations for School Personnel to  | Final<br><br>D, S   | 2018 VA General Assembly passed HB 1156, which required the   |

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|   |                         | Comport with the 2018 legislation  |                     | establishment of an endorsement in dual language instruction preK-6, and this final action revises this section of regulations.   |
| March 2024<br>Action 6244/<br>Stage 10008 | Department of Education | Proposed Amendments to the Procedure for Dismissals to Comport with Legislation from the 2020 General Assembly | Final<br><br>S      | In accordance with Chapter 875 of the 2020 Acts of the VA General Assembly, allows school boards to have option of appointing a hearing officer or conducting a hearing itself; removes requirement that a teacher grievance hearing be set within 15 days of the request for such hearing and extends from 5 days to 10 days the minimum period of advanced written notice to the teacher of the time and place of such hearing. |
| March 2024<br>Action 5946/<br>Stage 9601  | Department of Education | Fast-Track Action to Align the Standards of Accreditation with Chapter 26 of the 2021 Acts of the Assembly     | Fast-Track<br><br>S | Ch. 26 of the 2021 Acts of the Assembly amends Code of VA (§ 22.1-137.2) to require that every public school conduct a lock-down drill at least once during the first 20 days of each school session.   |

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| March 2024<br>Action 5970/<br>Stage 9651 | Department of<br>Education                | Exempt Action to<br>Update 8VAC20-<br>490-30 Length of<br>School Day<br>Requirement   | Exempt<br>Action<br><br><b>S</b> | Ch. 552 of the 2020<br>Acts of Assembly<br>requires a minimum<br>of 990 hours of<br>instructional time<br>for kindergarten<br>students.  |
| March 2024<br>Action 5915/<br>Stage 9544 | Department of<br>Education                | Legislative Mandate<br>to Establish the<br>Same Requirements<br>on Restraint and<br>Seclusion for<br>Private Special<br>Education Day<br>Schools as Those<br>for Public Schools | Fast-Track<br><br><b>S</b>       | Adds definitions<br>and requirements<br>associated with the<br>seclusion and<br>application of<br>restraints and alters<br>the requirements for<br>reporting of use of<br>seclusion and<br>application of<br>restraints. |
| March 2024<br>Action 5879/<br>Stage 9485 | Department of<br>Education                | Action to Adopt<br>New Standards for<br>the Background<br>Checks for Child<br>Day Programs and<br>Family Day<br>Systems   | NOIRA<br><br><b>D</b>            | Repeals this chapter<br>in its entirety, and<br>revisions  |
| March 2024<br>Action 5880/<br>Stage 9793 | Department of<br>Education                | Adopt New<br>Standards for the<br>General Procedures<br>and Information for<br>Licensure  | Proposed<br><br><b>D</b>         | Repeals 8VAC20-<br>280 “General<br>Procedures and<br>Information for<br>Licensure” and<br>establishes a<br>comprehensive new<br>chapter, 8VAC20-<br>821.   |
| March 2024                               | Department of<br>Environmental<br>Quality | Local and Regional<br>Water Supply<br>Planning (9VAC25-<br>780)   | Final<br><br><b>S</b>            | Statutory changes<br>(Ch. 1105 of 2020<br>Virginia Acts of<br>Assembly) direct<br>DEQ to make<br>amendments to<br>Local and Regional<br>Water Supply   |

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|            |                                     |   |                      | Planning Regulation, including defining regional planning areas based primarily around river basin, identify the localities that will participate in each planning area, and require localities to submit a single regional plan with other localities within their planning area; adds new requirement for water supply plans to identify supply risks and regional solutions to address them. |
| March 2024 | Department of Environmental Quality | Modification of Regulatory References Within 9VAC25-210-340. “Application requirements for surface water withdrawals” | Final<br><b>S</b>    | Amends and reissues existing specific language within 9VAC25-210-34.  |
| March 2024 | Department of Health                | 12VAC5-600. Amend Waterworks Operation Fee in response to 2022 Periodic Review and to Comply with § 32.1-171.1        | Final<br><b>D, S</b> | Even distributes fees that support ODW’s technical assistance program, will account for inflation, and address ODW’s existing budgetary limitations.  |
| March 2024 | Department of Health                | 12VAC5-221. Amend Regulations Governing Cooperative Agreements to   | Proposed<br><b>D</b> | Revises sections of chapter that addresses ongoing supervision of already approved  |



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|  |                      | Implement Results of Periodic Review  |                     | cooperative agreements.   |
| March 2024                               | Department of Health | 12VAC5-391. Amend Regulations for the Licensure of Hospices and Receipt and Assessment of Public Comment  | Proposed<br>D, S    | A periodic review is due and VDH plans to combine this with a standard rulemaking; planned changes will be determined after periodic review is published in the NOIRA and public comment is received. |
| March 2024                               | Department of Health | 12VAC5-408. Amend Certificate of Quality Assurance of Managed Care Health Insurance Plan Licensees Regulation to Implement Results of Periodic Review | Proposed<br>D, S    | Includes style and technical changes, addresses out-of-date provisions, and addresses internally consistent sections. Ch. 408 will be repealed and replaced with a new chapter.                       |
| March 2024<br>Action 6112/<br>Stage 9831 | Department of Health | 12VAC5-481. Repeal and Replace Virginia's Radiation Protection Regulations  | Proposed<br>F, D, S | Content of Ch. 481 will be re-organized and regulatory requirements will be updated to better reflect emerging technologies to continue protecting the public from unnecessary radiation exposure.    |
| March 2024                               | Department of Health | 12VAC5-71. Amend Regulations Governing Virginia Newborn Screening Service as a Result of Periodic Review  | Proposed<br>D, S    | This action is in response to a periodic review and will update language to conform to current requirements and   |

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|  |  |  |                    | reflect best practices.  |
| March 2024                               | Department of Health                                   | 12VAC5-80. Amend Regulations for Administration of the Virginia Hearing Impairment Identification and Monitoring System as a Result of Periodic Review | Proposed<br>D, S   | This action is in response to a periodic review and will update language to conform to current requirements and reflect best practices.  |
| March 2024                               | Department of Medical Assistance Services              | Pharmacists as Providers   | Fast-Track<br>D, S | SB 1538 of the 2023 General Assembly directs DMAS to provide reimbursement to a pharmacist, pharmacy technician, or pharmacy intern 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. |
| March 2024<br>Action 6010/<br>Stage 9943 | Department of Professional and Occupational Regulation | Lower Cosmetology Training to 1,000 Hours  | Final<br>D         | Lowers training hours for the cosmetology license from 1,500 hours to a minimum of 1,000 hours.  |
| March 2024                               | Department of Professional and                         | 2021 General Review  | Final<br>D         | General regulatory review of the Common Interest   |

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|  | Occupational Regulation                                |   |                      | Community Manager Regulations (18VAC48-50) in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).  |
| March 2024                               | Department of Professional and Occupational Regulation | General Review of Common Interest Community Ombudsman Regulations (Tentative)                 | Proposed<br><b>D</b> | General regulatory review of the Common Interest Ombudsman Regulations (18VAC48-70), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).          |
| March 2024                               | Department of Professional and Occupational Regulation | General Review of Waterworks and Wastewater Works Operators Licensing Regulations (Tentative) | Proposed<br><b>D</b> | General review of the Waterworks and Wastewater Works Operators Licensing Regulations (18VAC160-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| March 2024<br>Action 5961/<br>Stage 9624 | Department of Professional and                         | General Review of Onsite Sewage System Professionals  | Final<br><b>D</b>    | General review of the Onsite Sewage System Professionals   |

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|            | Occupational Regulation                                    | Licensing Regulations   |               | Licensing Regulations (18VAC160-40), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| March 2024 | Virginia Employment Commission                             | Simplifying Appeals Process as Part of Agency Transformation  | NOIRA<br>D    | Streamlines appeals process through VUIS system.   |
| March 2024 | Virginia Employment Commission                             | Simplifying Adjudication Processes as Part of Agency Transformation   | NOIRA<br>D    | Streamlines adjudication process through VUIS system.  |
| April 2024 | Department of Behavioral Health and Developmental Services | Streamlining Training Center Regulations by Rescinding the Regulations for Voluntary Admissions to State Training Centers [12VAC35-190] and Combining into Regulations for Emergency and Respite Care Admission to State Training Centers [12VAC35-200] | Proposed<br>D | Merges two chapters into one, through amendments to Ch. 200 and repeal of Ch. 190, as well as reflect current admissions practice.                     |
| April 2024 | Department of Education                                    | Regulations Governing the Virginia Unified Measurement and Improvement System   | NOIRA<br>D, S | Regulatory action will facilitate decision of requirements related to the unified measurement and improvement  |

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|            |                           |   |                            | system, required by § 22.1-289.05(A).  |
| April 2024 | Department of Corrections | Furloughs (6VAC16-30)                             | Proposed (Exempt)<br><br>S | Establish regulations under 6VAC16 to provide parameters governing furloughs, as provided in § 53.1-37. Addresses 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.   |
| April 2024 | Department of Corrections | Conditions for Good Conduct Allowance (6VAC16-60) | Proposed (Exempt)<br><br>S | Establishes regulations under 6VAC16 for earning good conduct allowance. Requires prisoners to participate in an appropriate rehabilitative program, as provided in § 53.1-32.1. Allowance will be based on compliance with written prison rules or regulations; demonstration of responsibility in performance of assignments; and evidence of desire for self-improvement. |

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| April 2024                                    | Department of Professional and Occupational Regulation | General Review of Regulations Governing Polygraph Examiners (Tentative) | Proposed<br><br><b>D</b>    | General review of the Regulations Governing Polygraph Examiners (18VAC120-30). The department will adopt proposed amendments to the regulation resulting from its review.                 |
| April 2024<br><br>Action 6260/<br>Stage 10027 | Department of Professional and Occupational Regulation | OPT Fee Adjustment 2023   | Proposed<br><br><b>D, S</b> | Amends the Opticians Regulations (18VAC80-30) to adjust license application, renewal, late renewal, and reinstatement fees for optician licenses.   |
| April 2024                                    | Department of Professional and Occupational Regulation | General Review of Hearing Aid Specialists Regulations (Tentative)       | Proposed<br><br><b>D</b>    | General review of the Hearing Aid Specialists Regulations (18VAC80-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| April 2024                                    | Department of Professional and Occupational Regulation | General Review of Opticians Regulations (Tentative)                     | Proposed<br><br><b>D</b>    | General review of the Opticians Regulations (18VAC80-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and   |

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|            |  |   |                        | Executive Directive One (2022).  |
| April 2024 | Department of Professional and Occupational Regulation | General Review of Regulations for the Geology Certification Program (Tentative) | Proposed<br><b>D</b>   | General review of the Regulations for the Geology Certification Program (18VAC145-40), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| April 2024 | Department of Social Services                          | Amend Adult Day Care Regulations (22VAC40-61)                                   | NOIRA<br><b>D, S</b>   | Incorporates minor revisions for this regulation, regulatory reform efforts, and any other issues identified.  |
| April 2024 | Department of Social Services                          | Amend Background Check Requirements (22VAC40-90)                                | Fast-Track<br><b>S</b> | Makes minor amendments identified in the periodic review to align with state code requirements and any regulatory reform amendments identified.  |
| April 2024 | Department of Social Services                          | Amend the General Relief Regulation (22VAC40-411)                               | NOIRA<br><b>D</b>      | Amends the General Relief program based on periodic review.  |
| April 2024 | Virginia Marine Resources Commission                   | Revisions to Regulations Pertaining to Black Sea Bass                           | Final<br><b>F</b>      | Chapter 4VAC20-950-10 will comply with the Interstate Fishery Management Plan for this species.  |

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| April 2024 | Department of Health Professions             | Licensure of Art Therapists  | Final<br>D, S      | The Board will adopt final regulations to license art therapists (18VAC115-90).   |
| April 2024 | Department of Health Professions             | Removal of Redundant Provisions Related to Conversion Therapy                  | NOIRA<br>D         | Reduction of one requirement that is duplicative of statute in 18VAC115-20, -30, -50, -60.  |
| April 2024 | Department of Health Professions             | Proposed Regulations Consistent With the Counseling Compact                    | Proposed<br>D, S   | Board will adopt proposed regulations that replace emergency regulations consistent with entry into the Counseling Compact as required by Ch. 684 & 685 of the 2023 Acts of Assembly. |
| April 2024 | Department of Health Professions             | Proposed Regulatory Changes to Chapters 20, 30, and 40                         | Proposed<br>D      | Reduces requirements and increases pathways to endorsement for funeral directors in Ch. 20, 30, and 40.   |
| May 2024   | Department for the Blind and Vision Impaired | Amend Regulations Governing Provision of Services in Vocational Rehabilitation | Fast-Track<br>F, S | Seeks to amend 22VAC 45-51 (Regulations Governing Provision of Services in Vocational Rehabilitation) to bring state regulations in compliance with federal regulations               |



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|          |  |   |                    | found at 34 CFR 361 (State Vocational Rehabilitation Services Program)   |
| May 2024 | Department for the Blind and Vision Impaired | Amend 22 VAC 45-20 (Regulations to Govern the Operation of Vending Facilities in Public Buildings and Other property) | Fast-Track<br>F, S | Amends 22VAC45-20 (Regulations to Govern the Operation of Vending Facilities in Public Buildings & Other Property) and repeals 22VAC45-40 (Rules and Regulations Governing Vending Facilities in Public Buildings). Updates language of individuals eligible to participate in Randolph-Sheppard Vending Stand Program, governing authorities, and outdated citations. |
| May 2024 | Department of Environmental Quality          | Amendments to the Waste Tire End User Reimbursement Regulation (9VAC20-150)   | Final<br>D         | Amends 9VAC20-150 (Waste Tire End User Reimbursement Regulation) to clarify and update the requirements to be met by end users of waste tires or a representing facility to receive reimbursement from the Waste Tire Trust Fund.  |
| May 2024 | Department of Health                         | 12VAC5-590. Amend Waterworks Regulations in   | NOIRA<br>D         | This action is being done in response to improvements in   |

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|          |  | Response to 2023 Periodic Review  |                 | technology, external and internal feedback and to improve clarity/style.  |
| May 2024 | Department of Medical Assistance Services              | Repeal of Out-of-Date and Unnecessary Regulations-Chapter 110 (Eligibility and Appeals) | Fast-Track<br>D | Repeals out-of-date and unnecessary eligibility regulations.  |
| May 2024 | Department of Professional and Occupational Recreation | Amend Reporting Requirements  | Final<br>D      | Amends Board for Branch Pilots Regulations (18VAC45-20) to clarify the Board has the authority to deny an initial or renewal of license if the applicant performs or attempts to perform any of his duties while under the influence of marijuana in addition to alcohol or any medication, controlled substance, or otherwise; Medical Review Officer (MRO) must report when any presence of marijuana is found specifically in the addition to the presence of drugs or alcohol that may impair the safe discharge for the branch pilot's duties. |

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| <p>May 2024</p> <p>Action 6128/<br/>Stage 9847</p>  | <p>Department of Professional and Occupational Regulations</p> | <p>General Regulatory Reduction Initiative</p> | <p>Final</p> <p>D</p> | <p>General regulatory review of the Board for Contractors Regulations (18VAC50-22), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).</p>  |
| <p>May 2024</p> <p>Action 6129/<br/>Stage 9848</p>  | <p>Department of Professional and Occupational Regulation</p>  | <p>Eligibility Requirement Amendment</p>       | <p>Final</p> <p>D</p> | <p>Amends Board for Contractors Regulations (18VAC50-22) to include lowering required years of experience while ensuring minimum competency and protection of health, safety, and welfare of the public.</p>  |
| <p>May 2024</p> <p>Action 6705/<br/>Stage 10044</p> | <p>Department of Professional and Occupational Regulation</p>  | <p>Eligibility Requirement Amendment</p>       | <p>Final</p> <p>D</p> | <p>Amendment to the Individual License and Certification Regulations (18VAC50-30) will create a new residential journeyman tradesman class of license; includes revisions to experience and vocational training requirements for journeymen licenses in gas fitting trades; revisions to qualifications for those who seek to</p> |

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|   |  |  |                  | qualify for licensure based solely on practical experience in a trade.   |
| May 2023<br>Action 6073/<br>Stage 10046 | Department of Professional and Occupational Regulation | General Regulatory Reduction Initiative  | Final<br>D       | General regulatory review of the Individual License and Certification Regulations (18VAC50-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).                   |
| May 2024                                | Department of Wildlife Resources                       | Biennial Review of Aquatics Regulations  | Proposed<br>D, S | Amends 4VAC Chapters 20, 30, and 310-360 based on recommendations developed and proposed by the Board of Wildlife Resources, aiming to reduce regulatory burdens.  |
| June 2024                               | Department for Aging and Rehabilitative Services       | Amend IL due to WIOA and Periodic Review | NOIRA<br>E, S    | Seeks to amend 22VAC30-30 (Provision of Independent Living Rehabilitation Services) to comply with federal regulation implementing WIOA, as well as bring regulation up-to-date with most recent independent living (IL) movement changes. |

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| June 2024<br>Action 5280/<br>Stage 8922 | Department for<br>Aging and<br>Rehabilitative<br>Services              | Amend Regulations<br>Following Periodic<br>Review   | Proposed<br><br>F, S          | Seeks to clarify<br>content of<br>22VAC30-60<br>(Grants to Area<br>Agencies on Aging)<br>that may be unclear,<br>inconsistent, or<br>obsolete. As well as<br>keep consistency<br>with AAA and<br>aging-network<br>structure, and<br>updated federal<br>requirements. |
| June 2024                               | Board of<br>Accountancy  | Revisions to<br>Regulations<br>Pertaining to Fees   | Fast-Track<br><br>S           | Revises 18VAC5-<br>22-20 to create a<br>more dynamic fee<br>schedule to fully<br>fund expenditures<br>while maintaining a<br>minimum<br>contingency fund.  |
| June 2024                               | Virginia State<br>Board of Local<br>and Regional<br>Jails              | Revisions to<br>Minimum Standards<br>for Jails and<br>Lockups (6VAC15-<br>40)   | Proposed<br>(Exempt)<br><br>S | Revises standards in<br>6VAC15-40 to<br>reflect name change<br>of the Board and<br>other changes based<br>on the findings of<br>Jail Death Reviews<br>conducted pursuant<br>to 53.1-69.1   |
| June 2024                               | Department of<br>Behavioral<br>Health and<br>Developmental<br>Services | 12VAC35-105<br>Amendments to<br>Overhaul Into<br>Service Specific<br>Chapters: Rules and<br>Regulations for<br>Licensing Providers<br>by the Department<br>of Behavioral<br>Health and<br>Developmental | NOIRA<br><br>D                | This would combine<br>the “Licensing<br>Regulations” and<br>the “Childrens<br>Residential<br>Regulations”, move<br>language into drafts<br>for a General<br>Chapter applying all<br>services and five<br>new service-specific  |

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|   |                           | Services (“Licensing Regulations”) and 12VAC35-46 Childrens Residential Regulations.                             |                            | chapters: Residential Services, Center-Based Services, Home/Non-Center Based Services, Case Management, and Crisis Services.   |
| June 2024                                   | Department of Corrections | Corrections Private Management Act (6VAC16-70)   | Proposed (Exempt)<br><br>S | Establishes regulations under 6VAC16, which governs private management and operation of prison facilities, including the following: contingencies for terminations of contracts; use of deadly and non-deadly force by prison contractors’ security; monitoring methods for contractor-operated facilities; public access to contractor-operated facilities. |
| June 2024<br><br>Action 5922/<br>Stage 9582 | Department of Education   | Amendments to the Licensure Regulations for School Personnel to reflect changes with ASL National Certifications | Fast-Track<br><br>D        | The proposed amendment strikes older national certifications and reflects acceptance of all certifications issued by ASLTA.  |
| June 2024<br><br>Action 5233/<br>Stage 9630 | Department of Education   | Establish an Add-on Endorsement in the Licensure Regulations for School  | Final<br><br>D             | Establishes an add-on endorsement in the licensure regulations for public schools, particularly in economics and personal finance.   |

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| June 2024<br>Action 6268/<br>Stage 10047 | Department of<br>Education                | Revisions to the<br>Standards for<br>Licensed Child Day<br>Centers   | NOIRA<br><br>D      | Includes a<br>comprehensive<br>review and revision<br>to the standards for<br>licensed child day<br>centers (8VAC20-<br>780), consistent<br>with federal laws<br>and the Code of VA. |
| June 2024                                | Department of<br>Education                | Action to Adopt<br>New Standards for<br>the Background<br>Checks for Child<br>Day Programs and<br>Family Day<br>Systems                      | Final<br><br>D      | Repeals chapter in<br>its entirety and<br>adopts new<br>standards for<br>background checks<br>for child day<br>programs and<br>family day systems.                                   |
| June 2024                                | Department of<br>Education                | Adopt New<br>Standards for the<br>General Procedures<br>and Information for<br>Licensure   | Final<br><br>D      | Repeals 8VAC20-<br>820, “General<br>Procedures and<br>Information for<br>Licensure” and<br>establishes a<br>comprehensive new<br>chapter, 8VAC20-<br>821.                            |
| June 2024                                | Department of<br>Education                | Action to repeal<br>8VAC20-830   | Fast-Track<br><br>D | Repeals Chapter<br>830, and<br>consolidates<br>requirements of<br>Chapters 820, 770,<br>and 830 into new<br>Chapter 821.   |
| June 2024                                | Department of<br>Environmental<br>Quality | Amendment and<br>Reissuance of the<br>General VPDES<br>Permit Regulation<br>for Total Nitrogen<br>and Total<br>Phosphorous<br>Discharges and | NOIRA<br><br>F, S   | Amends and<br>reissues general<br>permit for total<br>nitrogen and total<br>phosphorus<br>discharges and<br>nutrient trading in<br>the Chesapeake                                    |

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|   |                                     | Nutrient Trading in the Chesapeake Bay Watershed in Virginia (9VAC25-820)   |                   | watershed in Virginia, which expires on December 31, 2026.  |
| June 2024<br>Action 5816/<br>Stage 9871 | Department of Environmental Quality | Amendments to the Virginia Water Protection Permit (Water Withdrawal) – 9VAC25-210 (Primary) and Groundwater Withdrawal Permit – 9VAC25-610 Regulations | Final<br><b>S</b> | Ch. 100 of Virginia Acts of Assembly 2021 Special Session 1 directed DEQ to amend the Virginia Water Protection Permit Regulation and Groundwater Withdrawal Permit Regulation to include requirement for water audits and leak detection and repair plans. |
| June 2024<br>Action 5921                | Department of Environmental Quality | Amendment and Reissuance of the VPDES Stormwater Construction General Permit Regulation (9VAC25-880)  | Final<br><b>F</b> | Amends and reissues existing stormwater construction general permit regulation, which expires June 30, 2024.  |
| June 2024                               | Department of Environmental Quality | Procedural No. 1 – Public and Formal Hearing Procedures (9VAC25-230)  | NOIRA<br><b>S</b> | Considers removal of requirements related to public hearings since that information is now found in other regulations, in response to Ch. 356 of the 2022 Acts of Assembly.   |
| June 2024                               | Department of Environmental Quality | Modification of Regulatory References Within 9VAC25-210-320, “Preapplication procedures for new   | Final<br><b>S</b> | Amends and reissues existing specific language within 9VAC25-210-320.   |



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|           |                                     | or expanded surface water withdrawals”, section. B.3   |               |   |
| June 2024 | Department of Environmental Quality | Incorporation by Reference of Amendments to EPA’s Disposal of Coal Combustion Residuals from Electric Utilities into Virginia’s Solid Waste Management Regulations | Final<br>F, S | Incorporates the amendments to EPA’s Disposal of Coal Combustion Residuals from Electric Utilities into Virginia’s Solid Waste Management Regulations (9VAC20-81).  |
| June 2024 | Department of Environmental Quality | Amendments to the Voluntary Remediation Regulations Addressing Eligibility and Fees (9VAC20-160)   | Final<br>D    | Makes amendments to 9VAC20-160 (Voluntary Remediation Regulations) to require all sites continuing to participate in the Voluntary Remediation Program pay annual fees as well as increases in registration fees to support the continuance of the program. |
| June 2024 | Department of Environmental Quality | Amendment to the Water Quality Standards Regulation – Special Standards and Requirements (9VAC25-260-310)  | Proposed<br>D | Promulgates a site-specific life criterion for selenium applicable to four tributaries to Knox Creek in the Big Sandy River basin in Buchanan County. It will be based on EPA recommended criterion.  |

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| June 2024 | Department of Environmental Quality | Amendments to the Regulations for the Control of Motor  | Final<br>S | Amends (9VAC25-91) in response to Ch. 634 & 676 of the 2024 VA Acts of Assembly (HB 213 and SB 453). Amends the program coordinator payment to increase from \$3,500 per year to now \$5,000, annually from each inspection station for each set of requirement equipment for the provision and maintenance of equipment. |
| June 2024 | Department of Environmental Quality | Amendments to the Ambient Air Quality Standards (9VAC5-30) to Reflect the U.S. Environmental Protection Agency's New Standard for PM <sub>2.5</sub> (Rev. A24)  | Final<br>F | Updates 9VAC5-30, in accordance with the revised National Ambient Air Quality Standard (NAAQS) for PM <sub>2.5</sub> .  |
| June 2024 | Department of Environmental Quality | Amendments to the Virginia Water Protection Program Regulation (9VAC25-210 et seq.) and Groundwater Withdrawal Regulations (9VAC25-610 et seq.) in Response to Chapter 251 of the 2024 Virginia Acts of Assembly (SB 581) | Final<br>S | Ch. 251 of 2024 VA Acts of Assembly amends 9VAC25-210 and 9VAC25-610 to authorize agency to utilize and incorporate comprehensive groundwater, surface water, and aquifer data in its surface water and groundwater permit decisions.   |

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| June 2024                | Department of Environmental Quality | Amendments in Response to Chapter 178 of the 2024 Virginia Acts of Assembly (HB 220)   | Final<br>S | Ch. 178 of the 2024 Acts of Assembly amends 9VAC25-31, 9VAC25-32, 9VAC25-110, and 9VAC25-790 to require sewage treatment works to employ a licensed operator of the appropriate class for the facility and provides certain flexibility to the sewage treatment works if the position of a licensed operator is unexpectedly vacant. |
| June 2024                | Department of Environmental Quality | Amendments to the Virginia Erosion and Stormwater Management Regulation (9VAC25-875) in response to Chapters 5 and 104 of the 2024 Virginia Acts of Assembly (HB 656 and SB 365) | Final<br>S | Ch. 5 & 104 of the 2024 VA Acts of Assembly amends 9VAC25-875 to set up a sequence where the locality will review and approve erosion and sediment control plans, and then obtain evidence of stormwater permit coverage before issuing its land disturbance approval.   |
| June 2024<br>Action 6150 | Department of Environmental Quality | Amendment and Reissuance of the Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste                                  | Final<br>S | Reissues and amends existing Virginia Pollution Abatement (VPA) Regulation and General Permit for Animal Feeding Operations and Animal Waste   |

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|           |                                     | Management (9VAC25-192)  |                        | Management (9VAC25-192).   |
| June 2024 | Department of Environmental Quality | Amendments to the Virginia Erosion and Stormwater Management Regulation (9VAC25-875)   | Fast-Track<br><b>S</b> | Revises 9VAC25-875 to change total phosphorus (TP) load for new construction, updates documents incorporated by reference, updates best management practices, and other corrections related to multijurisdictional land-disturbing activities and the amount of area impacted by land-disturbing activities in an area subject to a Virginia Erosion and Sediment Control Program. |
| June 2024 | Department of Environmental Quality | Update Regulatory Citations in State Water Control Board Regulations to Reference the New Consolidated Stormwater Regulations – Virginia Erosion and Stormwater Management Regulation (9VAC25-875) that Becomes Effective July 1, 2024 | Final<br><b>S</b>      | The Virginia Erosion and Stormwater Management Regulation (9VAC25-875) replaces the existing Erosion and Sediment Control Regulations (9VAC25-840), Erosion and Sediment Control and Stormwater Certification Regulations (9VAC25-850), and Virginia Stormwater Management Program Regulation (9VAC25-870).  |

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| June 2024 | Department of Environmental Quality | Amendments to the Water Quality Standards (9VAC25-260) – Modification of Implementation Requirements for Criteria Specific to the Chesapeake Bay and Its Tidal Tributaries (9VAC25-260-185) | Fast-Track<br><b>D</b>  | Amends 9VAC25-260-185.D(3) to specify that criteria for the VA Water Quality Standards shall be assessed through the aforementioned method or other scientifically defensible methods.  |
| June 2024 | Department of Health                | 12VAC5-31/12VAC5-32. Virginia Emergency Medical Services Regulations, Repeal Chapter 31 and Promulgate New Chapter 32 for Emergency Medical Services Regulations                            | Final<br><b>D</b>       | Incorporates changes in terminology, practices in testing, enforcement, agency responsibilities, and certification levels, reporting requirements, training, EMS physician requirements, Regional Council and Financial Assistance for Emergency Medical Services requirements. |
| June 2024 | Department of Health                | Promulgation of New Regulations Governing Certified Nursing Facility Staffing Standards to Implement Ch. 482 & 483 of the 2023 Acts of Assembly   | Proposed<br><b>D, S</b> | Chapters 482 and 483 of the 2023 Acts of Assembly require the agency to create a new regulatory chapter for certified nursing facility staffing standards.  |
| June 2024 | Department of Health                | 12VAC5-140. Amend Regulations for the Licensure of  | Proposed<br><b>D, S</b> | Includes style and technical changes, to simply state   |

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|           |                      | Hospitals in Virginia to Implement Results of Periodic Review  |                 | requirements, to re-align state requirements with federal citation requirements, and to address changes in federal provider types of hospitals.   |
| June 2024 | Department of Health | 12VAC5-371. Amend Regulations for the Licensure of Nursing Facilities to Implement Results of Periodic Review  | Proposed<br>D   | Includes style and technical changes, to simply state requirements, to re-align state requirements with federal citation requirements, and to address changes in federal provider types of hospitals.   |
| June 2024 | Department of Health | 12VAC5-462. Amend Swimming Pool Regulations Governing the Posting of Water Quality Results as a Result of Periodic Review, Including Potential Consolidation with Other Pool Regulations | Fast-Track<br>D | Ch. 460 is being repealed and replaced; the Board is considering moving all provisions from 462 to new chapter to consolidate all pool-related regulations. The NOIRA published in Sept. 2022 did not address repeal of Ch. 462 to accomplish the consolidation, which is why this is needed. |
| June 2024 | Department of Health | 12VAC5-402. Certification of Community Health Workers, Adopt Regulations Setting Forth the Requirements for  | Final<br>D, S   | Promulgates a new regulation to establish the requirements for use of “certified community health worker” and   |

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|           |                                  | Community Health Worker Certification  |                        | training and education requirements, mandated by Ch. 363 of 2020 Acts of Assembly.  |
| June 2024 | Department of Health             | Move Critical Congenital Heart Disease screening regulations from Regulations Governing Virginia Newborn Screening Services (12VAC5-71) to new chapter (TBD: likely 12VAC5-72) | Fast-Track<br><b>D</b> | Removes provisions regarding screening for Critical Congenital Heart Disease (CCHD) from the Regulations Governing Virginia Newborn Screening Services and house them within their own chapter, which will accommodate the differences between CCHD and other newborn screening services. |
| June 2024 | Department of Health Professions | Revision of Regulations Related to Qualified Mental Health Professionals   | NOIRA<br><b>D</b>      | Periodic review of 18VAC115-80, and revises regulatory requirements related to QMHPs.   |
| June 2024 | Department of Health Professions | Removal of Unused and Redundant Disciplinary Provisions  | NOIRA<br><b>D</b>      | Reduction of requirement to report other practitioners or inform patients of ability to report other practitioners (which is redundant of statute) in 18VAC115-20-130(f), 18VAC115-30-140(E), 18VAC115-50-110(F), 18VAC115-60-130(F).   |

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| June 2024 | Department of Health Professions | Reduction of Requirements for Licensure by Endorsement   | Fast-Track<br>D | Review and reduction of licensure by endorsement as a licensed professional counselor and licensed marriage and family therapist.                               |
| June 2024 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases   | Fast-Track<br>D | Amends 18VAC60-15-20 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.                                   |
| June 2024 | Department of Health Professions | Amendments to Opioid Prescribing Regulations   | Fast-Track<br>D | Amends 18VAC60-21 following a 2023 workgroup held by the Board of Medicine and publication of new guidelines by the Centers for Disease Control and Prevention. |
| June 2024 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases   | Fast-Track<br>D | Amends 18VAC95-15 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.                                      |
| June 2024 | Department of Health Professions | Completion of Periodic Review for Ch. 25 Governing Certified Nurse Aides; Any Resulting Regulatory Changes | NOIRA<br>D      | Makes changes to Ch. 25, Regulations Governing Certified Nurse Aides, dependent on Board recommended changes.   |



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| June 2024 | Department of Health Professions | Completion of Periodic Review for Ch. 27 Governing Nursing Education Programs; Any Resulting Regulatory Changes | NOIRA<br>D      | Makes changes to Ch. 25, Regulations Governing Nursing Education Programs, dependent on Board recommended changes.                 |
| June 2024 | Department of Health Professions | Completion of Periodic Review for Ch. 50 Governing Massage Therapists; Any Resulting Regulatory Changes         | NOIRA<br>D      | Make changes to Ch. 50, Regulations Governing the Licensure of Massage Therapists, dependent on Board recommended changes.         |
| June 2024 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases  | Fast-Track<br>D | Amends 18VAC105-20-41 to allow agency subordinates to hear credentials cases pursuant to Ch. 191 of the 2023 Acts of Assembly.     |
| June 2024 | Department of Health Professions | Amendments to Opioid and Buprenorphine Prescribing Regulations  | Fast-Track<br>D | Amends 18VAC105-20 following a 2023 workgroup and publication of new guidelines by the Centers for Disease Control and Prevention. |
| June 2024 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases  | Fast-Track<br>D | Amends 18VAC110-15 to allow agency subordinates to hear credentials cases pursuant to Chapter 191 of the 2023 Acts of Assembly.    |

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| June 2024 | Department of Health Professions | Allowance of Agency Subordinates to Hear Credentials Cases | Fast-Track<br>D | Amends 18VAC112-20-26 to allow agency subordinates to hear credentials cases pursuant to Chapter 191 of the 2023 Acts of Assembly.  |
| June 2024 | Department of Health Professions | Removal of Unused and Redundant Disciplinary Provisions    | NOIRA<br>D      | Reduction of requirement to report other practitioners or inform patients of ability to report other practitioners (which is redundant of statute) in 18VAC125-2-150(F) and 18VAC125-30-101(F). |
| June 2024 | Department of Health Professions | Revisions to Licensure by Endorsement Requirements         | Fast-Track<br>D | Reduction of endorsement requirements in regulation and implement a regulatory action to reduce requirements.   |
| June 2024 | Department of Health Professions | Removal of Unused and Redundant Disciplinary Provisions    | NOIRA<br>D      | Reduction of requirement to report other practitioners or inform patients of ability to report other practitioners (which is redundant of statute) in 18VAC140-20-15 E).                        |

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| June 2024 | Department of Health Professions | Revision of 18VAC140-20-50 Regarding Registration of Change or Addition of Supervision | Fast-Track<br>D | Amends 18VAC140-20-50 to remove requirement that applicants obtain board approval to change or add supervisors during clinical experiences and to require that the applicant and the supervisor maintain a written agreement detailing the supervision. |
| June 2024 | Department of Health Professions | Revision of Chapter 20, Regulations Governing the Prescription Monitoring Program      | NOIRA<br>D      | Edits regulations governing the PMP with the intent to eliminate any duplications of statute or redundancies.   |
| June 2024 | Department of Health Professions | Revision of Chapter 40, Regulations Governing Emergency Contact Information            | NOIRA<br>D      | Edits regulations governing emergency contact information with the intent to eliminate any duplications of statute or redundancies.   |
| June 2024 | Department of Health Professions | Training and Supervision of Digital Scan Technicians                                   | Final<br>D, S   | Makes final changes to 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.  |

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| June 2024 | Department of Health Professions | Expansion and Clarification of Refresher Courses Required for Reinstatement of License of a Dentist or Dental Hygienist | Proposed<br>D | Would expand the number and type of refresher courses accepted by the Board for reinstatement or renewal of license for a dental hygienist in 18VAC60-21 and -25. |
| June 2024 | Department of Health Professions | Continuing Education Requirements for Jurisprudence   | Proposed<br>D | Would specify that a certain number of the already required hours of continuing education for licensure renewal must be in jurisprudence.                         |
| June 2024 | Department of Health Professions | Elimination of Direct Pulp-Capping as a Delegable Task for a DAI  | Final<br>D    | Clarifies that DAIs can only be delegated indirect pulp-capping, not direct pulp-capping in 18VAC60-30.   |
| June 2024 | Department of Health Professions | Regulatory Reduction  | Proposed<br>D | Adopts proposed regulations to reduce regulations.  |
| June 2024 | Department of Health Professions | Regulations for Implementation of the Occupational Therapy Compact  | Final<br>D, S | Adopts final regulations to implement the Occupational Therapy Compact in 18VAC85-80.   |
| June 2024 | Department of Health Professions | New Regulations for Licensed Certified Midwives   | Final<br>D, S | Jointly with the Board of Nursing, the Board of Medicine will adopt final regulations to license midwives in 18VAC90-70, as                                       |

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|           |                                  |  |                  | directed by the General Assembly.  |
| June 2024 | Department of Health Professions | Pharmacy Working Conditions  | Proposed<br>D, S | Replaces emergency regulations regarding pharmacy working hours, pursuant to Ch. 628 of the 2022 Acts of Assembly.   |
| June 2024 | Department of Health Professions | Implementation of 2021 Periodic Review (Chapter 20)  | Proposed<br>D    | Adopts proposed regulations based on 2021 periodic review of 18VAC110-20.  |
| June 2024 | Department of Health Professions | Allowance for Centralized Warehouse or Wholesale Distributor to Verify Schedule VI Drugs for Automated Dispensing Devices in Hospitals       | Final<br>D       | Adopts final regulations for centralized warehouse or wholesale distributors to verify Schedule VI drugs for automated dispensing devices in hospitals.                    |
| June 2024 | Department of Health Professions | Exemption of Automated Dispensing Devices Stocked Solely with Emergency or Stat-Use Medications from Certain Requirements of 18VAC110-20-555 | Final<br>D       | Adopts final regulations for exemption of automated dispensing devices stocked solely with emergency or stat-use medications from certain requirements of 18VAC110-20-555. |
| June 2024 | Department of Health Professions | 2022 Pharmacists Initiating Treatment  | Proposed<br>S    | Adopts proposed regulations implementing 2022 pharmacists initiating treatment legislation, Ch. 790  |

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|           |                                  |   |               | and 791 of the 2022 Acts of Assembly.  |
| June 2024 | Department of Health Professions | 2023 Pharmacists Initiating Treatment                 | Proposed<br>S | Adopts proposed regulations implementing 2023 pharmacists initiating treatment legislation, Chapters 171 and 172 of the 2023 Acts of Assembly. |
| June 2024 | Department of Health Professions | Implementation of 2021 Periodic Review (Chapter 21)   | Proposed<br>D | Adopts proposed regulations based on its 2021 periodic review of 18VAC110-21.  |
| June 2024 | Department of Health Professions | Implementation of 2021 Periodic Review (Chapter 30)   | Final<br>D    | Adopts final regulations based on 2021 periodic review of 18VAC110-30.   |
| June 2024 | Department of Health Professions | Regulatory Reduction                                  | Proposed<br>D | Adopts proposed regulations for regulatory reduction.  |
| June 2024 | Department of Health Professions | Amendments Resulting from 2022 Periodic Review        | Final<br>D    | Implements final regulations resulting from 2022 periodic review of 18VAC140-20.   |
| June 2024 | Department of Health Professions | Initial Regulations for Licensure of Music Therapists | Final<br>D    | Implements final regulations in 18VAC140-30 regarding initial licensure of music therapists as required by the General Assembly.               |

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| June 2024                               | Department of Health Professions | Implementation of 2022 Periodic Review Changes   | Proposed<br>D    | Adopts proposed regulations related to periodic review of 18VAC150-20.  |
| June 2024<br>Action 4617/<br>Stage 9297 | Department of Juvenile Justice   | Periodic Review of Regulation Governing Juvenile Justice Secure Detention Centers (6VAC35-101) | Final<br>D       | 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.                          |
| June 2024<br>Action 4608/<br>Stage 9889 | Department of Juvenile Justice   | Periodic Review of Regulation Governing Juvenile Correctional Centers (6VAC35-71)              | Final<br>D, S    | Amendments to program implementation, safeguards when room confinement is imposed, limitations of staff use of mechanical restraints, the mechanical restraint chair, and protective devices.   |
| June 2024<br>Action 5617/<br>Stage 9890 | Department of Juvenile Justice   | Establish New Regulations Applicable to Programs Detaining Youth Pursuant to Federal Contracts | Proposed<br>D, S | In accordance with Chapter 599 of the 2020 Acts of Assembly, 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 |

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|   |  |  |                      | federal government and not committed to such juvenile correctional facility by a court of the Commonwealth.   |
| June 2024<br><br>Action 4638/<br>Stage 9996 | Department of<br>Juvenile Justice                                  | Periodic Review of<br>Regulation<br>Governing Juvenile<br>Group Homes and<br>Halfway Houses<br>(6VAC35-41) | Final<br><br>D       | Includes requirements for periodic room checks, a decrease in the mandated training hours for certain staff, and new information-sharing requirements during resident transportation.   |
| June 2024                                   | Department of<br>Professional<br>and<br>Occupational<br>Regulation | General Review of<br>Virginia<br>Professional Boxing<br>and Wrestling<br>Events Regulations<br>(Tentative) | Proposed<br><br>D    | A general review of the Virginia Professional Boxing and Wrestling Events Regulations (18VAC120-40). The Department will adopt proposed amendments to the regulation resulting from its review.   |
| June 2024                                   | Department of<br>Professional<br>and<br>Occupational<br>Regulation | Initial Promulgation<br>of Lead-Based Paint<br>Renovation, Repair<br>and Painting<br>Regulation            | Final<br><br>F, D, S | Creates a new regulation that is consistent with U.S. EPA final rule “Lead; Renovation, Repair, and Painting Program”, mandated by House Bill 2432 of 2009 Virginia General Assembly; includes requirements for contractors, real estate firms, |



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|           |  |   |                      | property management companies, and rental housing providers to obtain a license to disturb painted surfaces in pre-1978 or child-occupied housing.  |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Barbering and Cosmetology Regulations (Tentative) | Proposed<br><b>D</b> | General regulatory review of Barbering and Cosmetology Regulations (18VAC41-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Tattooing Regulations (Tentative)                 | Proposed<br><b>D</b> | General regulatory review of Tattooing Regulations (18VAC41-50).  |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Board for Branch Pilots Regulations (Tentative)   | Proposed<br><b>D</b> | General regulatory review of Board for Branch Pilots Regulations (18VAC45-20) in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).    |
| June 2024 | Department of Professional                             | General Review of Cemetery Board                                    | Proposed             | General regulatory review of Cemetery   |

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|           | and Occupational Regulation                            | Rules and Regulations (Tentative)                       | D             | Board Rules and Regulations (18VAC47-20) in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).                             |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Body-Piercing Regulations (Tentative) | Proposed<br>D | General regulatory review of Body-Piercing Regulations (18VAC41-60), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Esthetics Regulations (Tentative)     | Proposed<br>D | General regulatory review of Esthetics Regulations (18VAC41-70), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).     |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Condominium Regulations (Tentative)   | Proposed<br>D | General regulatory review of the Condominium Regulations (18VAC48-30), in accordance with the Administrative  |

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|           |  |  |                   | Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).   |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Time-Share Regulations (Tentative)   | Proposed<br><br>D | General regulatory review of the Time-Share Regulations (18VAC48-15), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).   |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Common Interest Community Association Registration Regulations (Tentative) | Proposed<br><br>D | General regulatory review of the Common Interest Community Association Registration Regulations (18VAC48-60), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Fair Housing Certification Regulations (Tentative)0                        | Proposed<br><br>D | General regulatory review of the Fair Housing Certification Regulations (18VAC62-20), in accordance with the Administrative Process Act,   |

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|           |  |   |                      | Executive Order 19 (2022), and Executive Directive Number One (2022).  |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Real Estate Appraiser Board Rules and Regulations (Tentative) | Proposed<br><b>D</b> | General review of the Real Estate Appraiser Board Rules and Regulations (18VAC130-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Appraisal Management Company Regulations (Tentative)          | Proposed<br><b>D</b> | General review of the Appraisal Management Company Regulations (18VAC130-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).          |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Virginia Real Estate Board Licensing Regulations (Tentative)  | Proposed<br><b>D</b> | General review of the Virginia Real Estate Board Licensing Regulations (18VAC135-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and                                  |

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|           |   |  |                 | Executive Directive One (2022).   |
| June 2024 | Department of Professional and Occupational Regulations | General Review of Fair Housing Regulations (Tentative)   | Proposed<br>D   | General review of the Fair Housing Regulations (18VAC135-50), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).   |
| June 2024 | Department of Professional and Occupational Regulation  | General Review of Professional Soil Scientists Regulations (Tentative)                         | Proposed<br>D   | General review of the Professional Soil Scientists Regulations (18VAC145-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022).                         |
| June 2024 | Department of Professional and Occupational Regulation  | General Review of Regulations Governing Certified Professional Wetland Delineators (Tentative) | Proposed<br>D   | General review of the Regulations Governing Certified Professional Wetland Delineators (18VAC145-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive One (2022). |
| June 2024 | Department of Social Services                           | Amend Requirements for Child Caring  | Fast-Track<br>D | DSS will propose minor amendments identified in the periodic review to  |

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|           |                               | Institutions<br>(22VAC40-100)  |                        | align with state code requirements and any regulatory reform amendments identified.   |
| June 2024 | Department of Social Services | Regulatory Authority Implementation<br>(22VAC40-880)   | Fast-Track<br><br>D    | DSS is working with OAG to review content and make necessary revisions to regulations pertaining to Child Support Enforcement Program Manual.   |
| June 2024 | Department of Social Services | Implement Foster Parents Bill of Rights and Reenforce the Roles of Foster and Adoptive Parents | Final<br><br>D, S      | CH. 366 of the 2019 Acts of Assembly (HB 2108) require the Department of Social Services (DSS) to promulgate regulations to ensure collaboration, communication, access, and transparency between the local boards, licensed child placing agencies (LCPA), and foster parents. |
| June 2024 | Department of Social Services | Update Standards to Add Appeal Process for Discharge<br>(22VAC40-73)                           | Fast-Track<br><br>D, S | Aligns regulation with Ch. 706 of the 2022 Acts of Assembly (SB40), which adds requirements for involuntary discharge of assisted living facilities (ALF) residents.  |

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| June 2024 | Department of Social Services | Family Engagement Services (22VAC40-880)   | Fast-Track<br>D | Establishes services to assist persons with a duty to pay child support with resources to meet the requirements of their child support obligation in the Child Support Enforcement Program.                   |
| June 2024 | Department of Social Services | Amend Background Check Requirements for Child-Welfare Agencies (22VAC40-191)   | Fast-Track<br>S | Makes minor amendments identified in periodic review to align with statutory requirements and any regulatory reform amendments identified.  |
| June 2024 | Library of Virginia           | Requirements Which Must be Met By Libraries Serving a Population of Less than 5,000 in Order to Receive State Grants-in-Aid 17 VAC 15 - 90               | Proposed<br>D   | Revisions to the requirements of five-year plan for public libraries serving smaller populations to alleviate reporting standards to receive their allocation of state funding.                               |
| June 2024 | Library of Virginia           | Revise the Specific Evening and Weekend Service Hours Obligation to the Requirements Which Must Be Met in Order to Receive Grants-In-Aid 17 VAC 15 - 110 | Proposed<br>D   | LVA will review the provision of public libraries having to meet service to include three consecutive evening hours for libraries serving a population of more than 5,000 to qualify for state grants-in-aid. |

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| June 2024 | Library of Virginia                    | Revise the Requirement in the Regulations Governing the Destruction of Public Records Containing Social Security Numbers (17VAC15-120) Requiring the Presence of an Agency Witness in the Certified Destruction of Records | Proposed<br>D    | Amends witness requirement of an agency representative to be on hand at the secure destruction of records containing privacy-protected information like social security numbers.     |
| June 2024 | Virginia Marine Resource Commission    | Revisions to Regulations Pertaining to the Blue Crab Fishery   | Final<br>D       | Closes 2024-2025 winter crab dredge fishery of Chapter 4 VAC20-1140-10.  |
| June 2024 | Virginia Marine Resources Commission   | Revisions to Regulations Pertaining to the Blue Crab Fishery   | Final<br>D       | Establishes management measures, including season and bushel limits, for the 2024-2025 commercial crab fishery.  |
| June 2024 | Virginia Housing Development Authority | Amendments to Rules and Regulations for Allocation of Low-Income Housing Tax Credits (13VAC-180)   | Proposed<br>F, D | Updates the Qualified Allocation Plan (QAP) to address any new state housing priorities, changes in the housing industry and economic environment, and other administrative changes. |
| June 2024 | Department of Professional and         | General Review of Board for Architects, Professional   | Proposed<br>D    | General review of the Board for Architects, Professional   |



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|           | Occupational Regulation                                | Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects Regulations (Tentative) |               | Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects Regulations (18VAC10-20), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022). |
| June 2024 | Department of Professional and Occupational Regulation | General Review of Virginia Lead-Based Paint Activities Regulations (Tentative)                            | Proposed<br>D | General review of Virginia Lead-Based Paint Activities Regulations (18VAC15-30), in accordance with the Administrative Process Act, Executive Order 19 (2022), and Executive Directive Number One (2022).                           |