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Exempt Action Final Regulation Agency Background Document

Agency name	Board of Psychology, Department of Health Professions
Virginia Administrative Code (VAC) citation(s)	18VAC125-20-10 et seq. 18VAC125-30-10 et seq.
Regulation title(s)	Regulations Governing the Practice of Psychology Regulations Governing the Certification of Sex Offender Treatment Providers
Action title	Reduction in renewal fees
Final agency action date	10/29/19
Date this document prepared	10/29/19

While a regulatory action may be exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the *Code of Virginia*, the agency is still encouraged to provide information to the public on the Regulatory Town Hall using this form. However, the agency may still be required to comply with the Virginia Register Act, Executive Order 14 (as amended, July 16, 2018), the Regulations for Filing and Publishing Agency Regulations (1 VAC7-10), and the *Virginia Register Form, Style, and Procedure Manual for Publication of Virginia Regulations*.

Brief Summary

Please provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.

Pursuant to § 2.2- 4006 A 6 of the Code of Virginia, the Board of Psychology adopted amendments for a one-time fee reduction applicable to the 2020 renewal cycle for licensees and certificate holders. The renewal fee reduction is approximately 30% for all professions under Psychology, which is a smaller reduction than in 2018.

Mandate and Impetus

Please identify the mandate for this regulatory change, and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, board decision, etc.). "Mandate" is defined as "a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."

The Board is acting in accordance with the mandate of 54.1-113 of the Code of Virginia:
§ 54.1-113. (Effective until July 1, 2022) Regulatory boards to adjust fees; certain transfer of moneys collected on behalf of health regulatory boards prohibited.

A. Following the close of any biennium, when the account for any regulatory board within the Department of Professional and Occupational Regulation or the Department of Health Professions maintained under § 54.1-308 or 54.1-2505 shows expenses allocated to it for the past biennium to be more than 10 percent greater or less than moneys collected on behalf of the board, it shall revise the fees levied by it for certification, licensure, registration, or permit and renewal thereof so that the fees are sufficient but not excessive to cover expenses.

Statement of Final Agency Action

Please provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

On October 29, 2019, the Board of Psychology amended 18VAC125-20-10 et seq., Regulations Governing the Practice of Psychology and 18VAC125-30-10 et seq., Regulations Governing the Certification of Sex Offender Treatment Providers.