



Exempt Action Final Regulation Agency Background Document

Agency name	Board of Nursing, Department of Health Professions
Virginia Administrative Code (VAC) citation	18VAC90-20-10 et seq.; 18VAC90-25-10 et seq.; 18VAC90-30-10 et seq.; 18VAC90-50-10 et seq.; 18VAC90-60-10 et seq.
Regulation title	Regulations Governing the Practice of Nursing Regulations Governing the Certification of Nurse Aides Regulations Governing the Licensure of Nurse Practitioners Regulations Governing the Certification of Massage Therapists Regulations Governing the Registration of Medication Aides
Action title	Changes of addresses; nametags
Final agency action date	3/17/09
Document preparation date	3/18/09

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 21 (02) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Pursuant to the 2009 Acts of the Assembly (SB1282 – Chapter 687), the Board of Nursing has amended its regulations relating to the responsibility of the licensee, certificate holder or registrant to provide current addresses. SB1282 requires that every regulant of the Board must provide an address of record for use by the Board and the Department, but permits a person to provide a second address to be used as the public address. If a second address is not provided, the address of record becomes the public address. Regulations are amended to use the statutory terminology of address of record and to clarify that the regulant has a responsibility to notify the board if there is a change in the public address as well as the address of record (if there is a difference).

SB1282 also requires the Board to promulgate regulations that allow a person practicing in certain settings to wear a name tag that only has the person's first name and last initial. Amendments are adopted to name tag requirements for nurses and nurse aides, the practitioners who would practice in such settings.

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 March 17, 2009, the Board of Nursing acted to amend its regulations in Regulations Governing the Practice of Nursing (Chapter 20), Regulations Governing the Certification of Nurse Aides (Chapter 25), Regulations Governing the Licensure of Nurse Practitioners (Chapter 30), Regulations Governing the Certification of Massage Therapists (Chapter 50), Regulations Governing the Registration of Medication Aides (Chapter 60) to conform requirements for providing a current address to changes in § 54.1-2400.02 of the Code of Virginia. Chapters 20 and 25 are also amended to conform requirements for nametags to changes in § 54.1-3005 of the Code of Virginia. The action is exempt in the Administrative Process Act under § 2.2-4006 of the Code of Virginia and will become effective on July 1, 2009, the effective date of the legislation.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

This action has no impact on the institution of the family and family stability.