



Exempt Action Final Regulation Agency Background Document

Agency name	Board of Optometry , Department of Health Professions
Virginia Administrative Code (VAC) citation	18VAC105-20-10 et seq.
Regulation title	Regulations Governing the Practice of Optometry
Action title	Edits to name of testing agency
Final agency action date	5/10/06
Document preparation date	5/10/06

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.

Currently, regulations of the Board of Optometry use differing terminology to refer to the entity that provides the competency examination in optometry. The correct name is the National Board of Examiners in Optometry (as used in section 10), but in other sections, the name that is used is the National Board of Optometric Examiners and the examination is termed the National Board Examination. For accuracy and consistency, the Board has adopted a definition for “NBEO” as the National Board of Examiners in Optometry and used the acronym of “NBEO” throughout in reference to the national certifying examination.

Accordingly, the Board has adopted amendments under an exempt action to correct a technical error (§ 2.2-4006 A 3) in the regulations.

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 May 10, 2006, the Board of Optometry adopted an exempt action to correct the name of the organization that provides the competency examination in optometry in 18VAC105-20-10 et seq., Regulations Governing the Practice of Optometry. Although required to comply with the Virginia Register Act, the agency is exempt from provisions of the Administrative Process Act for the implementation of these regulations pursuant to § 2.2-4006 A 3, which grants an exemption if the action is: “Regulations that consist only of changes in style or form or corrections of technical errors.”

Family impact

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

There is no impact of this regulatory action on the institution of the family and family stability.