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## Exempt Action: Final Regulation Agency Background Document

<b>Agency name</b>	Board of Nursing, Department of Health Professions
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	18VAC90-19
<b>VAC Chapter title(s)</b>	Regulations Governing the Practice of Nursing
<b>Action title</b>	Conforming to changes in the Code
<b>Final agency action date</b>	7/20/21
<b>Date this document prepared</b>	7/20/21

Although 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 (1VAC7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

### Brief Summary

*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 Chapter 157 of the 2021 Acts of the Assembly, the Code sections authorizing registration of clinical nurse specialists under the Board of Nursing were repealed. Therefore, amendments are necessary to repeal or amend all sections referencing clinical nurse specialists in Chapter 19 for the practice of nursing.

### Mandate and Impetus

*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, or board decision). "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the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."*

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The impetus for this regulatory change is conformity to changes in the Code of Virginia stemming from passage of HB1747, which repealed sections of Chapter 30 of Title 54.1 relating to registration of clinical nurse specialists under the Board of Nursing and enacted changes to Chapter 29 of Title 54.1 authorizing licensure of clinical nurse specialists as nurse practitioners under the Joint Boards of Nursing and Medicine.

**Statement of Final Agency Action**

*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.*

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On July 20, 2021, the Board of Nursing amended 18VAC90-19-10 et seq., in accordance with changes to the Code of Virginia by the 2021 Acts of the Assembly.