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## Exempt Action: Final Regulation Agency Background Document

<b>Agency name</b>	Board of Medicine, Department of Health Professions
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	18VAC85-160
<b>VAC Chapter title(s)</b>	Regulations Governing the Licensure of Surgical Assistants and Registration of Surgical Technologists
<b>Action title</b>	Exempt regulatory changes pursuant to HB2222
<b>Final agency action date</b>	June 22, 2023
<b>Date this document prepared</b>	July 1, 2023

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), 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.*

This change amends the deadline to obtain a certification of a surgical technologist through the grandfathering provision from December 31, 2022 to December 31, 2023, pursuant to changes made during the 2023 General Assembly Session.

### 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). For purposes of executive branch review, "mandate" has the same meaning as defined*

*in the ORM procedures, “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the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part.”*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 change was [HB2222](#), which extended the grandfathering certification deadline to December 31, 2023.

### **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 June 22, 2023, the Board of Medicine voted to amend the Regulations Governing the Licensure of Surgical Assistants and the Registration of Surgical Technologists.