



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	Board of Medicine, Department of Health Professions
<b>Virginia Administrative Code (VAC) citation</b>	18VAC85-40-10 et seq. 18VAC85-50-10 et seq. 18VAC85-80-10 et seq. 18VAC85-101-10 et seq. 18VAC85-110-10 et seq. 18VAC85-120-10 et seq.
<b>Regulation title</b>	Regulations Governing the: Practice of Respiratory Care Practitioners Practice of Physician Assistants Licensure of Occupational Therapists Licensure of Radiologic Technologists and Radiologic Technologists-Limited Licensed Acupuncturists Licensure of Athletic Trainers
<b>Action title</b>	Correction of Code cite
<b>Final agency action date</b>	12/8/06
<b>Document preparation date</b>	12/8/06

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.*

In Chapters 753 and 762 of the 2003 Acts of the Assembly, § 54.1-2921 of the Code of Virginia was repealed and its provisions included in a new Code section, § 54.1-2408.2. Following that action, the Board amended Chapter 20 of its regulations to cite the new section but inadvertently left the repealed Code cite in other chapters. By this action, those chapters are amended under an exemption in the Administrative Process Act in which amendments are “necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved.” (§ [2.2-4006](#))

**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.*

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On December 12, 2006, the Board of Medicine amended 18VAC85-40-10 et seq., Regulations Governing Practice of Respiratory Care Practitioners, 18VAC85-50-10 et seq., Regulations Governing the Practice of Physician Assistants, 18VAC85-80-10 et seq., Regulations Governing the Licensure of Occupational Therapists, 18VAC85-101-10 et seq., Regulations Governing the Licensure of Radiologic Technologists and Radiologic Technologists-Limited, 18VAC85-110-10 et seq., Regulations Governing Licensed Acupuncturists, and 18VAC85-120-10 et seq., Regulations Governing the Licensure of Athletic Trainers to correct a Code cite in regulation.

**Family impact**

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

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