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**Exempt Action
Final Regulation
Agency Background Document**

Agency name	Board of Medicine, Department of Health Professions
Virginia Administrative Code (VAC) citation(s)	18VAC85-20-10 et seq.; 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.; 18VAC85-130-10 et seq.; 18VAC85-140-10 et seq.; 18VAC85-150-10 et seq.; 18VAC85-160-10 et seq.; 18VAC85-170-10 et seq.
Regulation title(s)	Regulations Governing the: Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic Practice of Respiratory Care Practitioners Practice of Physician Assistants Licensure of Occupational Therapists Licensure of Radiologic Technologists and Radiologic Technologists-Limited Practice of Licensed Acupuncturists Licensure of Athletic Trainers Practice of Licensed Midwives Practice of Polysomnographic Technology Practice of Behavior Analysis Registration of Surgical Assistants and Surgical Technologists Practice of Genetic Counselors
Action title	Renewal fee reduction
Final agency action date	August 2, 2019
Date this document prepared	August 2, 2019

While 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 (1 VAC7-10), and the *Virginia Register Form, Style, and Procedure Manual for Publication of Virginia Regulations*.

Brief Summary

Please 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 § 2.2- 4006 A 7 of the Code of Virginia, the Board of Medicine adopted amendments to all chapters under the Board of Medicine for a one-time fee reduction applicable to the next renewal cycle for all professions in 2020 or 2021.

Mandate and Impetus

Please 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, board decision, etc.). "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."

The Board is acting in accordance with the mandate of 54.1-113 of the Code of Virginia: § 54.1-113. (Effective until July 1, 2022) *Regulatory boards to adjust fees; certain transfer of moneys collected on behalf of health regulatory boards prohibited.*
A. Following the close of any biennium, when the account for any regulatory board within the Department of Professional and Occupational Regulation or the Department of Health Professions maintained under § 54.1-308 or 54.1-2505 shows expenses allocated to it for the past biennium to be more than 10 percent greater or less than moneys collected on behalf of the board, it shall revise the fees levied by it for certification, licensure, registration, or permit and renewal thereof so that the fees are sufficient but not excessive to cover expenses.

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 August 2, 2019, the Board of Medicine amended the following chapters for a one-time reduction in renewal fees for Regulations Governing the:

Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic
 Practice of Respiratory Care Practitioners
 Practice of Physician Assistants
 Licensure of Occupational Therapists
 Licensure of Radiologic Technologists and Radiologic Technologists-Limited

Practice of Licensed Acupuncturists
Licensure of Athletic Trainers
Practice of Licensed Midwives
Practice of Polysomnographic Technology
Practice of Behavior Analysis
Registration of Surgical Assistants and Surgical Technologists
Practice of Genetic Counselors