



Virginia
Regulatory
Town Hall

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Exempt Action Final Regulation Agency Background Document

Agency name	Board of Funeral Directors and Embalmers, Department of Health Professions
Virginia Administrative Code (VAC) citation	18VAC65-30-10 et seq.
Regulation title	Regulations for Preneed Funeral Planning
Action title	Conformity to 2009 change in law
Final agency action date	March 24, 2009
Document preparation date	March 24, 2009

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 36 (06) 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.

House Bill 2467 of the 2009 General Assembly (Chapter 653) amended the Code of Virginia by adding § 38.1-3100.3, pertaining to requirements of life insurance or annuity contracts used to fund preneed funeral contracts. Section 180 specifies the content of a preneed funeral contract funded by life insurance or an annuity and compliance with provisions of § 54.1-2820 B. Section 180 is amended to also include a requirement for compliance with provisions of § 38.1-3100.3. The regulations are promulgated as an exempt action because they are: *“Necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved.”* (§ 2.2-4006. 4 A 4)

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 March 24, 2009, the Board of Funeral Directors and Embalmers amended section 180 of 18VAC65-30-10 et seq., Regulations for Preneed Funeral Planning.

Family impact

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

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