



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: Arne Owens
Director
Virginia Department of Health Professions

FROM: Allyson K. Tysinger
Senior Assistant Attorney General

DATE: August 20, 2025

SUBJECT: *Regulations Governing the Licensure of Advanced Practice Registered Nurses*
18 VAC 90-30

Regulations Governing the Practice of Licensed Certified Midwives
18 VAC 90-70

I have reviewed the amendments to 18 VAC 90-30 and 18 VAC 90-70 approved by the Board of Nursing on May 20, 2025. The Board has the statutory authority to adopt these amendments under Virginia Code § 54.1-2400(6) and 2025 Va. Acts chs. 544 and 557. The amendments are exempt from the requirements of the Administrative Process Act under Virginia Code § 2.2-4006(A)(4)(a) as necessary to conform to changes in Virginia statutory law where no agency discretion is involved. The proposed Regulations are constitutional and do not conflict with existing federal or state laws or regulations.