



## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	State Board of Social Services
<b>Virginia Administrative Code (VAC) citation</b>	22 VAC 40-740
<b>Regulation title</b>	Adult Protective Services
<b>Action title</b>	Amend Adult Protective Services regulations to comport with legislation adopted in 2009
<b>Final agency action date</b>	June 17, 2009
<b>Document preparation date</b>	June 17, 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.*

Amending 22 VAC 40-740 is necessary to comport with legislative changes from the 2009 Session of the General Assembly. Changes include (1) amending the definition of neglect to include a religious non-medical treatment exemption (Chapter 705 of the 2009 Acts of Assembly); (2) changing the description of mandated reporting requirements for emergency medical services personnel to allow for direct reporting to the attending physician at the hospital to which an adult is transported (Chapter 538 of the 2009 Acts of Assembly); and (3) changing the name of the Department of Mental Health Mental Retardation and Substance Abuse Services to the Department of Behavioral Health and Developmental Services (Chapter 840 of the 2009 Acts of Assembly).

**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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The proposed amendment to 22 VAC 40-740, Adult Protective Services, was approved on June 17, 2009 by the State Board of Social Services.

**Family impact**

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

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These regulatory changes will not have an impact on the institution of family or family stability.