



Exempt Action Final Regulation Agency Background Document

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| Agency name | Virginia Department of Health |
| Virginia Administrative Code (VAC) citation | 12VAC5-31 |
| Regulation title | Virginia Emergency Medical Services |
| Action title | Amend certain sections to conform to statutory changes enacted by HB1675 of 2011. This action will facilitate less governmental involvement in obtaining a variance for a provider and greater ease in governmental approval for exemptions for agencies and providers. |
| Final agency action date | July 8, 2011 |
| Document preparation date | July 6, 2011 |

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, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

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.

The current *Virginia EMS Regulations* describing the process for exemption requests for agencies and entities require a resolution from the local governing body as part of the request process. The new *Code* language now allows the flexibility for the chief administrative officer for that jurisdiction to approve such a request, thus reducing the burden on local government. In addition, the current *Virginia EMS Regulations* require an individual to obtain a resolution from the local governing body as part of the variance/exemption process. The new *Code* language now allows for the affiliated provider to seek only the signature of their Operational Medical director and the chief officer of the agency for which they are affiliated. This removes the burden for both the provider and the local governing body in unnecessary bureaucracy. For those unaffiliated providers, the new *Code* language allows for a simple application process that may allow for additional documentation as required by the Health Commissioner. This

regulatory action conforms the Virginia EMS Regulations to the provisions of Code of Virginia, as amended by HB1675 of 2011.

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.

The exempt action final regulation was approved by the State Health Commissioner, on behalf of the State Board of Health while the Board was not in session, on July 8, 2011.

Family impact

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

There is no anticipated impact to the institution of the family and family stability.