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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) Chapter citation(s)	18VAC65-30-220
VAC Chapter title(s)	Regulations for Preneed Funeral Planning
Action title	Conforming to changes in the Code
Final agency action date	April 15, 2022
Date this document prepared	April 15, 2022

Although 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 (1VAC7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

Brief Summary

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.

This amendment to an existing regulation has been made by the Board to replace language related to face value adjustments to certain financial vehicles used to fund preneed funeral arrangements with a limitation on a decrease of the face value of any such financial vehicles except in certain circumstances.

Mandate and Impetus

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, or board decision). "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the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."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 impetus for this action is conformity to changes in the Code of Virginia found in Chapter 18 of the 2022 Acts of Assembly.

Statement of Final Agency Action

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 April 15, 2022, the Board of Funeral Directors and Embalmers amended 18VAC65-30-230 of the Regulations for Preneed Funeral Planning in accordance with changes to the Code of Virginia made by Chapter 18 of the 2022 Acts of Assembly.