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Exempt Action Final Regulation Agency Background Document

Agency name	Board of Health Professions
Virginia Administrative Code (VAC) citation(s)	18VAC75-30-10
Regulation title(s)	Regulations Governing Standards for Dietitians and Nutritionists.
Action title	Repeal of chapter
Final agency action date	August 18, 2016
Date this document prepared	August 18, 2016

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) or an agency's basic statute, the agency is not required, however, 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 17 (2014) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Brief summary

Please provide a brief summary of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Section 54.1-2731 of the Code of Virginia authorizes the Board of Health Professions to establish qualifications, in addition to those set out in the law, by which a person may use the title dietitian or nutritionist. The criteria for use of the title currently in 18VAC75-30-10 were incorporated into § 54.1-2731 by Chapter 91 of the 2016 Acts of the Assembly. Therefore, 18VAC75-30-10 can be repealed.

§ [54.1-2731](#). Prohibited terms; penalty.

D. A person who does not meet the requirements of subsection B but who (i) has a baccalaureate degree with a major in food and nutrition or dietetics or has equivalent hours of food and nutrition coursework and (ii) has two years of work experience in nutrition or dietetics concurrent with or subsequent to completion of such degree may hold himself out as a dietitian or nutritionist, provided he is employed by or under contract to a government agency and practices solely within the scope of such employment.

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On August 18, 2016, the Board of Health Professions repealed 18VAC75-30-10, Regulations Governing Standards for Dietitians and Nutritionists.

Family impact

Please assess the impact of this regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

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