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## Exempt Action: Final Regulation Agency Background Document

<b>Agency name</b>	Board of Medicine, Department of Health Professions
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	18VAC85-170
<b>VAC Chapter title(s)</b>	Regulations Governing the Practice of Genetic Counselors
<b>Action title</b>	Conforming to changes in the Code
<b>Final agency action date</b>	6/24/21
<b>Date this document prepared</b>	6/24/21

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.*

Amendments in regulations for the practice of genetic counselors will delete subsection B of section 150 relating to implementation of the conscience clause, which was repealed by the 2021 General Assembly in SB1178.

### 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the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."*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 regulatory change is conformity to changes in the Code of Virginia stemming from passage of SB1178, relating to repeal of § 54.1-2957.21, the conscience clause for the practice of genetic counseling.

### **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.*

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On June 24, 2021, the Board of Medicine amended 18VAC85-170-10 et seq., Regulations Governing the Practice of Genetic Counseling in accordance with changes to the Code of Virginia by the 2021 Acts of the Assembly.