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Exempt Action: Final Regulation Agency Background Document

Agency name	Board of Pharmacy, Department of Health Professions
Virginia Administrative Code (VAC) Chapter citation(s)	18VAC110-20
VAC Chapter title(s)	Regulations Governing the Practice of Pharmacy
Action title	Exempt scheduling action following 2026 legislation
Final agency action date	June 16, 2026
Date this document prepared	June 16, 2026

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), 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.

The Board of Pharmacy has amended its scheduling regulations contained in 18VAC110-20, Regulations Governing the Practice of Pharmacy, to remove chemicals and drugs placed in statutory schedules pursuant to action of the 2026 General Assembly. [HB558](#) added changes to legislation which the Board adopted during the previous year.

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). For purposes of executive branch review, "mandate" has the same meaning as defined

in the ORM procedures, “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the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part.”

Although the change is not mandated, [HB558](#) added drugs and chemicals previously scheduled by the Board in statute. Therefore, the regulatory scheduling of those drugs and chemicals is no longer needed.

These regulatory changes are exempt pursuant to Virginia Code § 2.2-4006(A)(4)(a) because the amendments are necessary to conform to changes in Virginia statutory law and involve no discretion of the agency.

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) that the agency has “adopted final amendments” to the regulation; 3) the name of the agency taking the action; and 4) the title of the regulation. A suggested statement is, “On [insert date] the Board/Department of [insert name] adopted final amendments to the [title of regulation(s)].”

On June 16, 2026, the Board of Pharmacy adopted final amendments to the Regulations Governing the Practice of Pharmacy.