



COMMONWEALTH of VIRGINIA

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March 18, 2008

Lisa R. Hahn
Executive Director
Virginia Board of Long-Term Care Administrators
9960 Mayland Drive, Suite 300
Richmond, VA 23233-1463

RE: Exempt Regulations

18VAC95-20-10 et seq., Regulations Governing the Practice of Nursing Home Administrators
18VAC95-30-10 et seq., Regulations Governing the Practice of Assisted Living Facility Administrators

Dear Ms. Hahn:

You have asked whether the proposed changes to the above-cited regulations are exempt from the operation of Article 2 of the Administrative Process Act.

The proposed amendment to reduce certain fees charged to regulated entities is exempt in accordance with § 2.2-4006 A 7, which provides an exemption for: "*Regulations of the regulatory boards served by (i) the Department of Labor and Industry pursuant to Title 40.1 and (ii) the Department of Professional and Occupational Regulation or the Department of Health Professions pursuant to Title 54.1 that are limited to reducing fees charged to regulants and applicants.*"

Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this exempt regulation with the Registrar of Regulations.

Sincerely,

A handwritten signature in blue ink that reads "Amy Marscheon".

Amy Marscheon
Senior Assistant Attorney General

cc: Elaine J. Yeatts, Agency Regulatory Coordinator
Department of Health Professions