



COMMONWEALTH of VIRGINIA

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April 28, 2009

Mr. Michael Berg
Office of Emergency Medical Services
Virginia Department of Health
P.O. Box 2448
Richmond, Virginia 23218

Re: Regulations Governing Durable Do Not Resuscitate Orders, 12 VAC 5-66-10 et seq.

Dear Mr. Berg:

I have reviewed the proposed regulations governing Durable Do Not Resuscitate Orders, 12 VAC 5-66-10 et seq. The proposed regulations do not conflict with existing federal or state statutes or regulations.

The Board of Health has the authority to promulgate the regulations under Va. Code §§ 32.1-12 and 54.1-2987.1. The regulations are consistent with the Board's mandate as set forth in Va. Code § 54.1-2987.1. The Board of Health will not exceed its statutory authority to promulgate regulatory amendments.

Sincerely,

Matthew M. Cobb
Assistant Attorney General

