



COMMONWEALTH of VIRGINIA  
*Office of the Attorney General*

William C. Mims  
Attorney General

900 East Main Street  
Richmond, Virginia 23219  
804-786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

MEMORANDUM

TO: James S. Reinhard, M.D.  
Commissioner  
Department of Mental Health, Mental Retardation and  
Substance Abuse Services

FROM: Jane D. Hickey  
Senior Assistant Attorney General  
Chief/Health Services Section

DATE: June 26, 2009

SUBJECT: *Regulations to Assure the Protection of Participants in Human Research*  
12 VAC 35-180-10 *et seq.*

I have reviewed the proposed *Regulations to Assure the Protection of Participants in Human Research*, 12 VAC 35-180-10 *et seq.* The State Mental Health, Mental Retardation and Substance Abuse Services Board has the authority under Va. Code § 37.2-402 to adopt the *Regulations* and is required to do so.

The *Regulations* do not exceed the Board's authority, are consistent with constitutional principles, and do not conflict with state or federal law or regulations.

If this Office can be of further assistance, please feel free to contact us.

