

September 28, 2004

Mr. Charles S. Reed
Associate Director, Office of Health Benefits
Department of Human Resource Management
101 N.14th Street, 13th Floor
Richmond, VA 23219

Re: Proposed Emergency Regulations for Long Term Health Care (1VAC55-30-10 through -90)

Dear Mr. Reed:

I have reviewed the Department of Human Resource's proposed regulations 1VAC55-30-10 through -90), which would implement the establishment and implementation of long-term health insurance for state employees as required by Va. Code §2.2-1208. These regulations are being submitted under the Administrative Process Act as emergency regulations.

I am of the opinion that the proposed regulations are within the authority of the Department of Human Resource Management under Va. Code §2.2-1208 and do not conflict with state or federal law. Moreover, they are designated as emergency regulations appropriately, as the statute specifically directs that they be adopted as such.

Sincerely yours,

Guy W. Horsley, Jr.
Special Assistant Attorney General