



COMMONWEALTH of VIRGINIA

*Office of the Attorney General
Richmond 23219*

Kenneth T. Cuccinelli, II
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071

804-371-8947 TDD

January 7, 2011

C. Diane Woolard, Ph.D., M.P.H.
Director, Division of Surveillance and Investigation
Virginia Department of Health
109 Governor Street
Richmond, Virginia 23219

Re: Regulations Governing Disease Reporting and Control
12 VAC 5-90

Dear Dr. Woolard:

I have reviewed the amended disease reporting and control regulations in 12 VAC 5-90-10 *et seq.* The amended regulations do not conflict with other federal or state statutes or regulations and do not violate the United States or Virginia Constitutions.

The Board of Health has the authority to promulgate the regulation under Va. Code §§ 32.1-12, and 32.1-35 to 32.1-73. The regulations are consistent with the Board's mandate to implement the procedures and standards for disease reporting and control. The Board of Health will not exceed its statutory authority by approving the regulations. Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate these regulations.

Very truly yours,

Robin V. Kurz
Special Counsel