



COMMONWEALTH of VIRGINIA
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September 28, 2021

M. Norman Oliver, M.D., M.A.
State Health Commissioner
Virginia Department of Health
109 Governor Street
Richmond, Virginia 23219

Re: Reporting Requirements for Patient Level Data Elements
12 VAC 5-217-20

Dear Dr. Oliver:

I have reviewed the Virginia Department of Health's Reporting Requirements for Patient Level Data Elements. The amended regulation does not conflict with other federal or state statutes or regulations and does not violate the United States or Virginia Constitutions.

The Board of Health has the authority to promulgate the regulations under Va. Code § 32.1-12 and Chapter 552 Item 307(D1) of the 2021 Acts of Assembly Special Session I as an emergency regulation.

The regulations are consistent with the Board's mandate as set forth in these sections. The Board of Health will not exceed its statutory authority in promulgating these regulatory amendments.

Very truly yours,

Robin V. Kurz
Senior Assistant Attorney General