



***COMMONWEALTH of VIRGINIA***  
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Colin M. Greene, M.D., M.P.H.  
Colonel, U.S. Army retired  
State Health Commissioner  
Virginia Department of Health  
109 Governor Street  
Richmond, Virginia 23219

Re: Public Participation Guidelines  
12 VAC 5-11

Dear Dr. Greene:

I have reviewed the Virginia Department of Health's amended public participation guidelines. 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 regulations under Va. Code § 32.1-12 and Va. Code § 2.2-4007.02 under the fast-track process. 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