



# **COMMONWEALTH of VIRGINIA**

*Office of the Attorney General*

Robert F. McDonnell  
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

**FROM:** Allyson K. Tysinger  
Senior Assistant Attorney General

**DATE:** November 10, 2008

**SUBJECT:** *Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation, and Substance Abuse Services*  
12 VAC 35-105-10 *et seq.*

I have reviewed the proposed amended regulations, 12 VAC 35-105-10 *et seq.*, that were adopted by the State Mental Health, Mental Retardation and Substance Abuse Services Board on October 7, 2008. The Board has the statutory authority to adopt this Regulation under Va. Code §§ 37.2-203 and 37.2-404. The proposed Regulation is constitutional and does not conflict with existing federal or state laws or regulations.