



**COMMONWEALTH of VIRGINIA**  
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**MEMORANDUM**

**TO:** James W. Stewart, III  
Commissioner

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

**DATE:** September 29, 2010

**SUBJECT:** *Rules and Regulations for Licensing of Providers by the Department of Behavioral Health and Developmental Services*  
12 VAC 35-105-10 *et seq.*

I have reviewed the proposed revisions to the *Rules and Regulations for Licensing of Providers by the Department of Behavioral Health and Developmental Services, 12 VAC 35-105-10 et seq.*, that were adopted by the State Board of Behavioral Health and Developmental Services on September 14, 2010. The Board has the statutory authority to adopt these Regulations under Virginia Code § 37.2-203. The proposed Regulations are constitutional and do not conflict with existing federal or state laws or regulations.

