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MEMORANDUM

TO: Debra Ferguson, Ph.D.
Commissioner
Department of Behavioral Health and Developmental Services

FROM: Karen A. Taylor
Special Counsel

DATE: August 18, 2014

SUBJECT: *Rules and Regulations to Assure the Rights of Individuals Receiving Services from Providers Licensed, Funded, or Operated by the Department of Behavioral Health and Developmental Services*
12 VAC 35-115-10 et seq.

I have reviewed the technical amendments to the *Rules and Regulations to Assure the Rights of Individuals Receiving Services from Providers Licensed, Funded, or Operated by the Department of Behavioral Health and Developmental Services*, 12 VAC 35-115-10 et seq., proposed in the Department's pending exempt regulatory action. This qualifies as an exempt action pursuant to Va. Code § 2.2-4006(A)(3) because the proposed amendments consist solely of updating and correcting legal citations. The Board has the statutory authority to amend these Regulations under Va. Code §§ 37.2-203 and 37.2-400. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.

