



COMMONWEALTH of VIRGINIA
Office of the Attorney General

202 North 9th Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120

Jason S. Miyares
Attorney General

MEMORANDUM

TO: Nelson Smith
Commissioner
Department of Behavioral Health and Developmental Services

FROM: Braden J. Curtis
Assistant Attorney General

DATE: April 18, 2024

SUBJECT: *Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services*
Amendments to Integrate Final Federal Rule Governing Registration
Requirements for Narcotic Treatment Programs with Mobile Components
12VAC35-105

I have reviewed the proposed regulations, the *Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services*, 12VAC35-105, that were adopted by the Board of Behavioral Health and Developmental Services (“Board”) on December 7, 2022. The Board has the authority to adopt these regulations pursuant to Virginia Code § 37.2-203. The proposed regulations are constitutional and do not conflict with existing federal or state laws or regulations.