

MEMORANDUM

TO: M. Norman Oliver, MD, MA
Commissioner, Department of Health

FROM: Amanda L. Lavin
Assistant Attorney General

DATE: August 1, 2019

SUBJECT: Periodic Review of Regulations
Regulations Governing Durable Do Not Resuscitate Orders, 12 VAC 5-66

In accordance with Code of Virginia §§ 2.2-4007.1 and 2.2-4017, and Executive Order 14 (as amended July 16, 2018), I have reviewed the Regulations Governing Durable Do Not Resuscitate Orders, 12 VAC 5-66. These regulations are undergoing periodic review. In my opinion, the Board had the authority under Virginia Code § 54.1-2987.1 to adopt the current regulations, and the Board has the authority to amend the regulations if it so chooses.