



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Jason S. Miyares
Attorney General

202 North Ninth Street
Richmond, Virginia 23219
804-786-2071
Fax 804-786-1991
Virginia Relay Services
800-828-1120
7-1-1

MEMORANDUM

TO: Karin Clark
Virginia Department of Social Services

FROM: Susan P. D. Whyte *sw*
Assistant Attorney General

DATE: May 17, 2024

SUBJECT: Periodic Review of Human Subject Research Regulations;
22VAC40-890

I have reviewed the Human Subject Research Regulations, 22VAC40-890, for the Board of Social Services. These regulations are undergoing periodic review in accordance with Virginia Code §§ 2.2-4007.1 and 2.2-4017 and Executive Order 19 (2022), including the Procedures of the Office of Regulatory Management.

In my opinion, the Board of Social Services had the authority under Virginia Code § 63.2-217 to adopt the current regulations and the Board has the authority to retain, amend or repeal the regulations under Virginia Code § 63.2-217, subject to compliance with the provisions of Article 2 of the Administrative Process Act and Executive Order 19 (2022).

If you have any questions, please feel free to call me at 804-786-3450.