

COMMONWEALTH of VIRGINIA

Office of the Attorney General Richmond 23219

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April 21, 2005

Sandra Reen Executive Director Virginia Board of Nursing Home Administrators 6603 West Broad Street Richmond, VA 23230-1712

RE: 18VAC95-10-10 et seq. Public Participation Guidelines 18VAC95-20-10 et seq. Regulations Governing the Practice of Nursing Home Administrators

Dear Ms. Reen:

I have reviewed the amendments to Chapter 10 and 20 of the regulations of the Board of Nursing Home Administrators. The amendments conform the name of the board to changes made in the *Code of Virginia* by Chapters 610 and 924 of the 2005 Acts of the Assembly.

Therefore, I find the amended regulations are "necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved." 2.2-4006 (A)(4)(a) is applicable and the amendment is exempt from Article 2 of the Administrative Process Act.

Sincerely,

Howard M. Cásway Assistant Attorney General

cc: Elaine J. Yeatts, Agency Regulatory Coordinator Department of Health Professions