



**COMMONWEALTH of VIRGINIA**  
*Office of the Attorney General*  
*Richmond 23219*

**Mark R. Herring**

Attorney General

900 East Main Street

Richmond, Virginia 23219

804-786-2071

804-371-8947 TDD

August 13, 2014

Marissa J. Levine, M.D., M.P.H.  
State Health Commissioner  
Virginia Department of Health  
109 Governor Street  
Richmond, Virginia 23219

Re: Rules and Regulations Governing Outpatient Health Data Reporting  
12 VAC 5-218

Dear Dr. Levine:

I have reviewed the Rules and Regulations Governing Outpatient Health Data Reporting in 12 VAC 5-218. These regulations do not conflict with other federal or state statutes or regulations and do not violate the United States or Virginia Constitutions.

The Board of Health has the authority to promulgate the regulations under Va. Code §§ 32.1-12 and 32.1-276.6. The regulations are consistent with the Board's mandate, and the Board will not exceed its statutory authority by promulgating these regulations.

yours,

Very truly

Robin V. Kurz  
Assistant

Attorney General III

