



# **COMMONWEALTH of VIRGINIA**

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## **MEMORANDUM**

**TO:** James S. Reinhard, M.D.  
Commissioner

**FROM:** Allyson K. Tysinger  
Assistant Attorney General

**DATE:** April 26, 2007

**SUBJECT:** *Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation and Substance Abuse Services*  
12 VAC 35-105-10 *et seq.*

I have reviewed the proposed section, 12 VAC 35-105-115, of the *Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation and Substance Abuse Services*, 12 VAC 35-105-10 *et seq.*, that was adopted by the State Mental Health, Mental Retardation and Substance Abuse Services Board on April 3, 2007. The Board has the statutory authority to adopt this Regulation under Va. Code § 37.2-203 and Chapter 168 of the 2006 Virginia Acts of Assembly. The proposed Regulation is constitutional and does not conflict with existing federal or state laws or regulations.