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MEMORANDUM

TO: James Rothrock
Commissioner, Department of Aging and Rehabilitative Services

FROM: Charis A. Mitchell
Assistant Attorney General

DATE: September 25, 2012

SUBJECT: *Regulations regarding the Virginia Public Guardian and Conservator Program*
22VAC 30-70-10, *et seq.*

I have reviewed the amendments to the regulations regarding the Virginia Public Guardian and Conservator Program, 22 VAC 30-70-10, *et seq.* The changes are made in order to conform with Virginia Code § 51.5-117, which creates the Department for Aging and Rehabilitative Services. The Department has the statutory authority to amend these Regulations without review from the Executive Branch under Virginia Code § 2.2-4006, and the Commissioner of the Department has the authority to adopt them under Virginia Code § 51.5-131. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.