



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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August 3, 2007

Lisa R. Hahn
Executive Director
Virginia Board of Physical Therapy
6603 West Broad Street
Richmond, VA 23230-1717

**RE: Emergency Regulations
18 VAC 112-20-10 et seq. Regulations Governing the Practice of Physical Therapy**

Dear Ms. Hahn:

I have reviewed the Emergency Regulations, as cited above, in accordance with the Administrative Process Act. The amended regulations to establish requirements for certification in direct access for physical therapists are constitutional and in conformity with existing statutory provisions of Chapters 9 and 18 of the 2007 Acts of the Assembly.

The "emergency situation" which exists is specified in § 2.2-4011 of the Code of Virginia as one in which the agency is required by statutory law to have a regulation in effect within 280 days from the enactment of the law. Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this emergency regulation in accordance with the requirements of the Administrative Process Act.

Sincerely,

A handwritten signature in cursive script that reads "Amy Marschean".

Amy Marschean
Senior Assistant Attorney General

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