



COMMONWEALTH of VIRGINIA
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April 2, 2007

Elizabeth Scott Russell
Executive Director
Virginia Board of Pharmacy
6603 West Broad Street
Richmond, VA 23230-1717

RE: Regulations of the Board of Pharmacy

Dear Ms. Russell:

You have asked whether the proposed changes to the above-cited regulations are exempt from the operation of Article 2 of the Administrative Process Act.

The proposed amendment to correct a Code cite is exempt in accordance with § 2.2-4006 A 4, which provides an exemption for changes "*Necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved.*"

Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this exempt regulation with the Registrar of Regulations.

Sincerely,

A handwritten signature in black ink, appearing to read "R. McDonnell", written over a light blue background.

Senior Assistant Attorney General

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