



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

**Robert F. McDonnell**  
Attorney General

900 East Main Street  
Richmond, Virginia 23219  
804 - 786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

March 12, 2008

Elizabeth Scott Russell  
Executive Director  
Virginia Board of Pharmacy  
9960 Mayland Drive, Suite 300  
Richmond, VA 23233-1463

**RE: Regulations Governing the Practice 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 be "C. F. McDonnell", written over a light blue background.

Senior Assistant Attorney General

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