



**COMMONWEALTH of VIRGINIA**  
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**MEMORANDUM**

**TO:** Arne W. Owens  
Director  
Virginia Department of Health Professions

**FROM:** James E. Rutkowski  
Assistant Attorney General

**DATE:** November 7, 2022

**SUBJECT:** *Regulations Governing the Practice of Pharmacy*  
18VAC110-20

I have reviewed the proposed amendment to the *Regulations Governing the Practice of Pharmacy*, 18VAC110-20, that was adopted by the Board of Pharmacy on September 6, 2022. This action is exempt from the operation of the Administrative Process Act and review by the Executive Branch under Virginia Code § 2.2-4006(A)(13) because the Board of Pharmacy is scheduling substances pursuant to Virginia Code § 54.1-3443(E). The Board has the authority to adopt this regulation under Virginia Code § 54.1-3443(E). The proposed amendment is constitutional and does not conflict with existing federal or state laws or regulations.