



COMMONWEALTH of VIRGINIA
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May 20, 2004

Carolyn Eddy
Center for Quality Health Care Services &
Consumer Protection
Virginia Department of Health
3600 West Broad Street, Suite 216
Richmond, Virginia 23230

Re: Regulations for the Licensure of Home Care Organizations, 12 VAC 5-381-10 *et seq.*

Dear Carrie:

I have reviewed the Regulations for the Licensure of Home Care Organizations, 12 VAC 5-381-10 *et seq.* The amended regulations do not conflict with existing federal or state statutes or regulations.

The Board of Health has the authority to promulgate the regulations under Va. Code §§ 32.1-12 and 32.1-162.12. The regulations are consistent with the Board's mandate as set forth in Va. Code § 32.1-162.12 to promulgate regulations authorizing the Commissioner to regulate the activities and services provided by home care organizations as is necessary to protect the public health, safety and welfare. The Board of Health will not exceed its statutory authority to promulgate regulatory amendments.

Very truly yours,

Matthew M. Cobb
Assistant Attorney General

cc: Douglas R. Harris