



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

**TO:** Dr. Karen Remley, Commissioner  
Virginia Department of Health

**FROM:** Allyson K. Tysinger  
Senior Assistant Attorney General

**DATE:** May 26, 2010

**SUBJECT:** *Regulations for the Licensure of Hospitals in Virginia*  
12 VAC 5-410-10 *et seq.*

I have reviewed the proposed changes to the *Regulations for the Licensure of Hospitals in Virginia*, 12 VAC 5-410-10 *et seq.*, that were adopted by the Board of Health on April 23, 2010. The Board has the statutory authority to adopt these Regulations under Virginia Code § 32.1-127.001. Pursuant to Virginia Code § 2.2-4006(A)(4)(a), this action is exempt from Article 2 of the Administrative Process Act. The proposed Regulations are constitutional and do not conflict with existing federal or state laws or regulations.