



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: Jack Barber, M.D.
Interim Commissioner
Department of Behavioral Health and Developmental Services

FROM: Braden J. Curtis
Assistant Attorney General

DATE: December 30, 2016

SUBJECT: *Victims of Eugenics Sterilization Compensation Program*
12 VAC 35-240

I have reviewed the proposed replacement regulations, *Victims of Eugenics Sterilization Compensation Program*, 12 VAC 35-240, that were adopted by the Board of Behavioral Health and Developmental Services ("Board") on October 7, 2016. The Board has the authority to adopt these replacement regulations pursuant to Virginia Code § 37.2-203. The proposed regulations are constitutional and do not conflict with existing federal or state laws or regulations.