



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:** August 9, 2017

**SUBJECT:** Periodic Review of the *Regulations for Emergency and Respite Care Admission to State Training Centers*  
12 VAC 35-200-10 et seq.

In accordance with Code of Virginia § 2.2-4017 and Executive Order 17 (2014), I have reviewed the *Regulations for Emergency and Respite Care Admission to State Training Centers*, 12 VAC 35-200-10 et seq. These regulations are undergoing periodic review. In my opinion, the Board of Behavioral Health and Developmental Services (Board) had the authority under Virginia Code §§ 37.2-203 and 37.2-807 to adopt the current regulations, and the Board has the authority to amend the regulations.