



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Reba O'Connor
Information Security Compliance Policy Analyst
Virginia Workers' Compensation Commission

From: Joshua E. Laws
Senior Assistant Attorney General

Date: July 31, 2024

Subject: Letter of Assurance for Repeal of Regulations – Procedural Regulations Governing the Administration of Medical Costs Peer Review by the Regional Peer Review Committees under the Virginia Workers' Compensation Act found at 16 VAC 30-60

I have reviewed the Virginia Workers' Compensation Commission's (the Commission) proposed repeal of regulations for Procedural Regulations Governing the Administration of Medical Costs Peer Review by the Regional Peer Review Committees under the Virginia Workers' Compensation Act found at 16 VAC 30-60 that was posted on the Virginia Regulatory Town Hall on July 22, 2024. In my view, as counsel to the Virginia Workers' Compensation Commission, these regulations may be repealed pursuant to Title 65.2 of the Code of Virginia. The repeal of regulations does not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor does it appear to conflict with any federal or state law currently in effect. The repeal of regulations also appears to qualify for the fast-track rulemaking process under § 2.2-4012.1 of the Code of Virginia because they are expected to be noncontroversial.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.