



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: John J. Pezzoli
Acting Commissioner
Department of Behavioral Health and Developmental Services

FROM: Braden J. Curtis
Assistant Attorney General

DATE: January 27, 2014

SUBJECT: *Requirements for Virginia Early Intervention System*
12 VAC 35-225

I have reviewed the proposed *Requirements for Virginia Early Intervention System*, 12 VAC 35-225, that were proposed by the Department of Behavioral Health and Developmental Services on November 20, 2013. The Department, as state lead agency for implementing Virginia's early intervention system, has the statutory authority to promulgate these emergency Regulations under Virginia Code § 2.2-5304 and 2013 Va. Acts ch. 806, Item 315H.4. The proposed emergency Regulations are constitutional and do not conflict with existing federal or state laws or regulations.