



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: Nelson Smith
Commissioner
Department of Behavioral Health and Developmental Services

FROM: Allyson K. Tysinger
Senior Assistant Attorney General

DATE: November 25, 2024

SUBJECT: *Regulations for Children's Residential Facilities*
12VAC35-46

I have reviewed the proposed amendments to the *Regulations for Children's Residential Facilities*, 12VAC35-46, as adopted by the State Board of Behavioral Health and Developmental Services on September 25, 2024. The Board has the authority to adopt these regulations under Virginia Code §§ 37.2-203 and 37.2-404. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.