



COMMONWEALTH of VIRGINIA

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September 19, 2011

Sandra K. Reen
Executive Director
Virginia Board of Dentistry
9960 Mayland Drive, Suite 300
Richmond, VA 23233

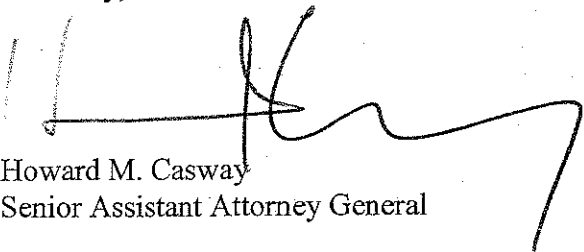
RE: 18 VAC 60-20-10 et seq. Regulations Governing the Dental Practice

Dear Ms. Reen:

I have reviewed the Emergency Regulation, 18VAC60-20-10 et seq., in accordance with the Administrative Process Act. The amended regulations for anesthesia and sedation permits for dentists are constitutional and in conformity with statutory provisions of Chapter 526 of the 2011 Acts of the Assembly.

The "emergency situation" which exists is specified in § 2.2-4011 of the Code of Virginia as one in which the agency is required by statutory law to have a regulation in effect within 280 days from the enactment of the Act. Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this emergency regulation.

Sincerely,


Howard M. Casway
Senior Assistant Attorney General

c: Elaine J. Yeatts, Agency Regulatory Coordinator
Department of Health Professions