



# COMMONWEALTH of VIRGINIA

Office of the Attorney General

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## MEMORANDUM

**TO:** James S. Reinhard, M.D.  
Commissioner

**FROM:** Allyson K. Tysinger  
Assistant Attorney General

**DATE:** September 23, 2005

**SUBJECT:** *Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation and Substance Abuse Services*  
12 VAC 35-105-925

I have reviewed the proposed new section, 12 VAC 35-105-925, of the *Rules and Regulations for the Licensing of Providers of Mental Health, Mental Retardation and Substance Abuse Services*, 12 VAC 35-105-10 *et seq.*, that was adopted by the State Mental Health, Mental Retardation and Substance Abuse Services Board on October 5, 2005. The Board has the statutory authority to adopt this emergency Regulation under Va. Code § 37.2-203 and Chapter 7 of the 2005 Virginia Acts of Assembly. The proposed Regulation is constitutional and does not conflict with existing federal or state laws or regulations.