



COMMONWEALTH of VIRGINIA  
*Office of the Attorney General*

Jason S. Miyares  
Attorney General

202 North 9th Street  
Richmond, Virginia 23219  
804-786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120

**MEMORANDUM**

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

**FROM:** Braden J. Curtis  
Assistant Attorney General

**DATE:** June 9, 2023

**SUBJECT:** *Certified Recovery Residences*  
Amendments to comply with Item 312 L.2. and Chapter 755 (HB277)  
12VAC35-260

I have reviewed the proposed regulations, the *Certified Recovery Residences*, 12VAC35-260, that were adopted by the Board of Behavioral Health and Developmental Services (“Board”) on December 7, 2022. The Board has the authority to adopt these regulations pursuant to Virginia Code § 37.2-203. The proposed regulations are constitutional and do not conflict with existing federal or state laws or regulations.