



**COMMONWEALTH of VIRGINIA**  
*Office of the Attorney General*

**Kenneth T. Cuccinelli, II**  
Attorney General

900 East Main Street  
Richmond, Virginia 23219  
804-786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

**MEMORANDUM**

**TO:** James Rothrock  
Commissioner, Department of Aging and Rehabilitative Services

**FROM:** Charis A. Mitchell  
Assistant Attorney General

**DATE:** July 13, 2012

**SUBJECT:** *Regulations regarding Protection of Participants in Human Research*  
22VAC 30-40-10, 30

I have reviewed the amendments to the regulations regarding Protection of Participants in Human Research, 22 VAC 30-40-10, 30. The changes are made in order to conform with Virginia Code § 51.5-117, which creates the Department for Aging and Rehabilitative Services. The Department has the statutory authority to amend these Regulations without review from the Executive Branch under Virginia Code § 2.2-4006, and the Commissioner of the Department has the authority to adopt them under Virginia Code § 51.5-131. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.