



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: Marissa Levine, MD, MPH
Commissioner
Virginia Department of Health

FROM: Sean J. Murphy
Assistant Attorney General

DATE: February 12, 2016

SUBJECT: Regulations for the Licensure of Hospice
12VAC5-391

I have reviewed the amendment to the Regulations for the Licensure of Hospice, 12VAC5-391, which was approved by the Commissioner of Health on December 16, 2015. The Commissioner has the statutory authority to amend this Regulation under Virginia Code § 32.1-20 and § 32.1-162.5. The proposed Regulation is constitutional and does not conflict with existing federal or state laws or regulations. This action is exempt from the operation of the Administrative Process Act and review by the Executive Branch under §2.2-4006(A)(4)(a), as it is necessary to conform to changes in Virginia statutory law.

