



# COMMONWEALTH of VIRGINIA

*Office of the Attorney General*

**Mark R. Herring**  
Attorney General

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

## MEMORANDUM

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

**FROM:** Sean J. Murphy  
Assistant Attorney General

**DATE:** February 10, 2016

**SUBJECT:** Regulations for the Licensure of Hospitals  
12VAC5-410

I have reviewed the amendment to the Regulations for Licensure of Hospitals, 12VAC5-410, which was approved by the Commissioner of Health on December 16, 2015. The Commissioner has the statutory authority to amend these Regulations under Virginia Code § 32.1-20 and §32.1-229. 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.

