



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

Robert F. McDonnell
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071
804-371-8947 TDD

April 13, 2007

C. Diane Woolard, Ph.D., M.P.H.
Director, Division of Surveillance and Investigation
Virginia Department of Health
109 Governor Street
Richmond, Virginia 23219

Re: Regulations for Reporting of Health Care-Associated Infections
12 VAC 5-90-370 *et seq.*

Dear Dr. Woolard:

I have reviewed the Regulations for Reporting of Health Care-Associated Infections, 12 VAC 5-370-10 *et seq.* The regulations do not conflict with other federal or state statutes or regulations and do not violate the United States or Virginia Constitutions.

The Board of Health has the authority to promulgate the regulations under Va. Code §§ 32.1-12 and 32.1-35. The regulations are consistent with the Board's mandate to implement the procedures and standards for reporting of health care-associated infections. The Board of Health will not exceed its statutory authority by approving these regulations. Having satisfied all legal requirements, you may proceed to take the necessary steps to publish these regulations for public comment in accordance with the requirements of the Administrative Process Act.

Very truly yours,

Robin V. Kurz
Special Counsel

cc: Douglas R. Harris, Administrative Law and Regulatory Compliance Advisor

