



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: Karen Shelton, M.D.
State Health Commissioner

FROM: Robin V. Kurz
Senior Assistant Attorney General

DATE: March 18, 2025

SUBJECT: Regulations Governing Newborn Screening Services
12 VAC 5-71

I have reviewed the Virginia Department of Health's Regulations Governing Newborn Screening Services.

The amended 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 these fast-track regulations under Va. Code §§ 32.1-12, 32.1-65.1, and 32.1-67. The regulations are consistent with the Board's mandate as set forth in these sections. The Board of Health will not exceed its statutory authority in promulgating these regulatory amendments.