

COMMONWEALTH of VIRGINIA Office of the Attorney General

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December 1, 2009

William L. Harp, M.D. Executive Director Virginia Board of Medicine 6603 West Broad Street Richmond, VA 23230-1717

RE: Proposed Regulations 18 VAC 85-20-10 et seq., Regulations Governing the Practice of Medicine, Osteopathic Medicine, Podiatry and Chiropractic

Dear Dr. Harp:

I have reviewed the proposed amendments to regulation as cited above and as adopted by the Board of Medicine at its meeting on October 29, 2009. I find the amended regulations to be constitutional and inconformity with exiting statutory provisions.

Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this regulation.

Sincerely,

Amy Marschean

Senior Assistant Attorney General

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c: Elaine J. Yeatts, Agency Regulatory Coordinator Department of Health Professions