



**COMMONWEALTH of VIRGINIA**  
*Office of the Attorney General*  
Richmond 23219

**Judith Williams Jagdmann**  
Attorney General

900 East Main Street  
Richmond, Virginia 23219  
804 - 786 - 2071  
804 - 371 - 8946 TDD

September 21, 2005

William L. Harp, M.D.  
Executive Director  
Virginia Board of Medicine  
6603 West Broad Street  
Richmond, VA 23230-1712

**RE: 18 VAC 85-130-10 et seq.**  
**Regulations Governing the Practice of Licensed Midwives**

Dear Dr. Harp:

I have reviewed the Emergency Regulations, as cited above, in accordance with the Administrative Process Act. The amended regulations are constitutional and in conformity with statutory provisions of Chapters 719 and 917 of the 2005 Acts of the Assembly, which required the promulgation of regulations for the licensure of midwives.

The "emergency situation" which exists is specified in §2.2-4011 of the Code of Virginia as one in which the agency is required by statutory law to have a regulation in effect within 280 days from the enactment of the law. Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this emergency regulation in accordance with the requirements of the Administrative Process Act.

Sincerely,

A handwritten signature in blue ink, appearing to read "E. Wingfield".

Emily O. Wingfield  
Assistant Attorney General

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