



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

**Kenneth T. Cuccinelli, II**  
Attorney General

900 East Main Street  
Richmond, Virginia 23219  
804-786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

**MEMORANDUM**

**TO:** Dr. Dianne Reynolds-Cane  
Director  
Virginia Department of Health Professions

**FROM:** Charis A. Mitchell  
Assistant Attorney General

**DATE:** August 22, 2013

**SUBJECT:** *Regulations Governing Prescriptive Authority for Nurse Practitioners*  
18VAC 90-40-10 *et seq.*

I have reviewed the proposed amendments to the *Regulations Governing Prescriptive Authority for Nurse Practitioners*, 18VAC 90-40-10 *et seq.*, that were adopted by the Board of Nursing on July 17, 2013 and the Board of Medicine on August 2, 2013. The Boards have the authority to adopt these regulations under Virginia Code §§ 54.1-2400 and 54.1-2957.01. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.