



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: Dr. David Brown
Director
Virginia Department of Health Professions

FROM: James E. Rutkowski
Assistant Attorney General

DATE: December 16, 2020

SUBJECT: *Regulations Governing the Practice of Pharmacy*
18VAC110-20

I have reviewed the proposed amendment to the *Regulations Governing the Practice of Pharmacy*, 18VAC110-20, that was adopted by the Board of Pharmacy on December 10, 2020. This action is exempt from the operation of the Administrative Process Act and review by the Executive Branch under Virginia Code § 2.2-4006(A)(13) because the Board of Pharmacy is scheduling a substance pursuant to Virginia Code § 54.1-3443(E). The Board has the authority to adopt this regulation under Virginia Code § 54.1-3443(E). The proposed amendment is constitutional and does not conflict with existing federal or state laws or regulations.