



COMMONWEALTH of VIRGINIA

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MEMORANDUM

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

FROM: Charis A. Mitchell
Assistant Attorney General

DATE: December 1, 2016

SUBJECT: *Regulations Governing the Health Practitioners' Monitoring Program*
18 VAC 76-10-10, *et seq.*

I have reviewed the proposed amendments to the *Regulations Governing the Health Practitioners' Monitoring Program*, 18 VAC 76-10-10, *et seq.* that were adopted by the Director on November 28, 2016. This action is exempt from the operation of the Administrative Process Act and review by the Executive Branch pursuant to Virginia Code § 2.2-4002(B)(18), as these are regulations for the implementation of the Health Practitioners' Monitoring Program. The Director has authority to promulgate these regulations under Virginia Code § 54.1-2516. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.