



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: Nelson Smith
Commissioner
Department of Behavioral Health and Developmental Services

FROM: Allyson K. Tysinger
Senior Assistant Attorney General

DATE: March 17, 2025

SUBJECT: *Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services*
12VAC35-105

I have reviewed the proposed amendments regarding discharge plans to the *Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services*, 12VAC35-105, as adopted by the State Board of Behavioral Health and Developmental Services on September 25, 2024. The Board has the authority to adopt these regulations under 2024 Va. Acts ch. 808. The proposed amendments are constitutional and do not conflict with existing federal or state laws or regulations.