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COMMONWEALTH of VIRGINIA

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To: Mr. Stephen Kirschner, Regulatory Operations Administrator
Board for Barbers and Cosmetology
Virginia Department of Professional and Occupational Regulation
9960 Mayland Drive, Suite 400
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From: Elizabeth B. Peay
Senior Assistant Attorney General

Date: November 1, 2018

Subject: Letter of Assurance for 18 VAC 41-70
Exempt Action for Barbering and Cosmetology Regulations

I have reviewed the Board for Barbers and Cosmetology amendments to the Barbering and Cosmetology Regulations. In my view, as counsel to the Board for Barbers and Cosmetology, the Board may promulgate these regulations pursuant to §54.1-201.5 of the Code of Virginia. This amendment is further appropriate for the exempt action pursuant to §2.2-4006.A.3 of the Code of Virginia. The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect. This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.

