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MEMORANDUM

FROM: Katherine E. Kulbok
Assistant Attorney General

TO: Michael Rolband, Director
Department of Environmental Quality

DATE: March 8, 2023

RE: Periodic Review of Chapter — 9 VAC 20 - 60

Please note that this memorandum does not constitute an opinion, formal or informal, of the Attorney General. Rather, this memorandum contains the legal analysis of the individual staff member providing it.

Pursuant to Executive Order 19 (2022) and §§ 2.2-4007.1 and 2.2-4017 of the Code of Virginia, the Virginia Waste Management Board (the “Board”) is in the process of its periodic review of 9 Va. Admin. Code §§ 20-60 et seq. and is not proposing any changes to these regulations at this time. If the Board concludes this periodic review without proposing any changes to these regulations, no further review is required. If the Board seeks to amend these regulations, further review may be required.

The Board has the authority to adopt regulations pursuant to § 10.1-1402 of the Code of Virginia.