



**COMMONWEALTH of VIRGINIA**  
**Office of the Attorney General**

**Mark R. Herring**  
Attorney General

202 N. 9<sup>th</sup> Street  
Richmond, Virginia 23219  
(804) 786-2071  
Fax (804) 786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

MEMORANDUM

TO: Col. Gary Settle, Superintendent  
Department of State Police

FROM: Michael A. Jagels  
Senior Assistant Attorney General

DATE: July 1, 2019

SUBJECT: Regulation Relating to Motor Carrier Safety Regulations – 19 VAC 30-70.

In response to a request from the Department of State Police, I have reviewed the proposed amendments to the regulations to be set forth in 19 VAC 30-70 relating to Virginia Motor Vehicle Safety Inspection Rules and Regulations. The changes to the Regulations are to ensure the Regulations are consistent with controlling Virginia laws and to ensure the safety of Virginia families as they travel the highways throughout the Commonwealth. Upon review of the aforesaid amendments, I find them to be constitutional, consistent with the statutory authority conferred by § 52-8.4 of the Code of Virginia, and in conformity with existing statutory provisions. These change to the regulations are exempted from Article 2 of the Administrative Process Act.

*Please note that this memorandum is intended to provide legal interpretations and legal advice, not policy advice. To the extent that this communication may advise you that a certain action is lawful, the decision whether to take such action remains a policy decision within the discretion of your agency and this communication should not be construed as a comment for or against the merits of such action*