

COMMONWEALTH of VIRGINIA

Office of the Attorney General

Robert F. McDonnell Attorney General 900 East Main Street Richmond, Virginia 23219 804-786-2071 FAX 804-786-1991 Virginia Relay Services 800-828-1120

July 30, 2008

Mr. Charles L. Stiff, Chair Safety and Health Codes Board c/o C. Ray Davenport, Commissioner Virginia Department of Labor & Industry 13 South Thirteenth Street Richmond, Virginia 23219

Re: Revision of the Public Participation Guidelines for the Safety and Health Codes Board; Final 16 VAC 25-10

Dear Mr. Stiff:

I have reviewed the above-referenced regulations. It is my opinion that the Safety and Health Codes Board has authority to promulgate such amendments under applicable law, including Chapter 3 of Title 40.1 of the Code of Virginia.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me at (804) 786-9583.

Very truly yours,

Crystal Y. Twitty

Assistant Attorney General

cc: C. Ray Davenport, Commissioner

Regina P. Cobb, Agency Management Analyst, Sr.