



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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January 7, 2013

The Honorable David K. Paylor, Director
Virginia Department of Environmental Quality
629 East Main Street
Richmond, Virginia 23219

Re: Authority to Promulgate Amendments to Virginia Hazardous Waste Management Regulations (9 VAC 20-60-18: Applicability of incorporated references based on the dates on which they became effective)

Dear Director Paylor:

I have reviewed the amendments to the above-referenced regulation. It is my opinion that the Virginia Waste Management Board has authority to promulgate the amendments to the regulation under applicable law including Chapter 14 of Title 10.1 of the Code of Virginia. It is also my view that these amendments are exempt from the requirements of Article 2 of the Administrative Process Act pursuant to Va. Code. § 2.2-4006(A)(4)(c).

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads "David C. Grandis".

David C. Grandis
Assistant Attorney General