



# **COMMONWEALTH of VIRGINIA**

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## **MEMORANDUM**

**TO:** Cynthia C. Romero, M.D., FAAFP  
Commissioner, Virginia Department of Health

**FROM:** Elizabeth A. Andrews  
Senior Assistant Attorney General

**DATE:** May15, 2013

**RE:** Repeal of 12 VAC 5-615, Authorized Onsite Soil Evaluator  
Regulations, Due to 2007 Legislative Action

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I have reviewed the proposed repeal of 12 VAC 5-615, Authorized Onsite Soil Evaluator Regulations. It is my opinion that the Board of Health has the authority to repeal these Regulations pursuant to Chapter 892 of the 2007 Acts of Assembly, which transferred responsibility for the Regulations from the Board of Health to the Department of Professional and Occupational Regulation (DPOR).

If I may be of further assistance, please advise.

cc: Allen Knapp, VDH