



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: C. Ray Davenport
Commissioner
Virginia Department of Labor and Industry

From: Joshua E. Laws
Assistant Attorney General

Date: December 17, 2014

Subject: Letter of Assurance for Proposed Regulation – Amendments to Regulations Concerning Cranes and Derricks in Construction in the Commonwealth of Virginia found at 16 VAC 25-175-1926.1427

I have reviewed the Department of Labor and Industry's proposed Amendments to Regulations Concerning Cranes and Derricks in Construction in the Commonwealth of Virginia found at 16 VAC 25-175-1926.1427 that was posted on the Virginia Regulatory Town Hall on December 16, 2014. In my view, as counsel to the Department of Labor and Industry, these regulations may be promulgated pursuant to Title 40.1 of the Code of Virginia. Further, I certify that the proposed changes are exempt from the Administrative Process Act under Code of Virginia § 2.2-4006(A)(4)(c) as the changes are necessary to meet the requirements of federal law or regulations and they do not materially differ from those required by federal law or regulation.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.