



# ***COMMONWEALTH of VIRGINIA***

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## ***MEMORANDUM***

**To:** Eric L. Olson  
Executive Director  
Board for Waste Management Facility Operators

**From:** Elizabeth B. Peay  
Assistant Attorney General

**Date:** December 16, 2015

**Subject:** Letter of Assurance for Periodic Review of Regulations – Board for Waste Management Facility Operators Regulations found at 18 VAC 155-11

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Pursuant to the Code of Virginia and Executive Order 17 (2014), a periodic review of a regulation every four years shall include an examination by the Office of the Attorney General to ensure statutory authority. In that regard, I have reviewed the Board for Waste Management Facility Operators' regulations referenced above. In my view, as counsel to the Board for Waste Management Facility Operators, these regulations may be promulgated pursuant to Title 54.1 of the Code of Virginia. The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

