



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Trisha Henshaw
Executive Director
Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals

From: Elizabeth B. Peay
Assistant Attorney General

Date: December 10, 2015

Subject: Letter of Assurance for Periodic Review of Regulations – Real Estate Board Regulations found at 18 VAC 160-11

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 Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals' regulations referenced above. In my view, as counsel to the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals, these regulations may be promulgated pursuant to Titles 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.

