



# **COMMONWEALTH of VIRGINIA**

*Office of the Attorney General*

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## **MEMORANDUM**

**To:** Ryan Davis  
Program Manager  
Office of Dairy and Foods  
Virginia Department of Agriculture and Consumer Services

**From:** Justin I. Bell  
Assistant Attorney General

**Date:** November 15, 2021

**Subject:** Letter of Assurance for Periodic Review of Rules and Regulations Pertaining to Tolerances and Prohibitions Applicable to Ground Beef, 2 VAC 5 – 590.

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Pursuant to the Code of Virginia and Executive Order 14 (2018), 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 of Agriculture and Consumer Services's Regulations referenced above. In my view, these regulations may be retained without change according to §§ 3.2-5101 and 3.2-5121 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.

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.