



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Tanya Pettus
Board Administrator
Common Interest Community Board

From: Joshua E. Laws
Senior Assistant Attorney General

Date: October 3, 2023

Subject: Letter of Assurance for Amended Regulations for Resale Disclosure Act Amendments found at 18 VAC48-50, 60, 70

I have reviewed the Department of Professional and Occupational Regulation, Common Interest Community Board's proposed Amended Regulations for CIC Manager Licensure - Amend Trade or Fictitious Name Requirements — found at 18 VAC48-50, 60, 70 that was posted on the Virginia Regulatory Town Hall on September 28, 2023. In my view, as counsel to the Department of Professional and Occupational Regulation and the Common Interest Community Board, these regulations may be promulgated pursuant to Title 54.1 of the Code of Virginia, Senate Bill 1222, and House Bill 2235 — enacted at Chapter 387, 2023 Acts of Assembly. Further, I certify that the proposed changes are exempt from the Administrative Process Act under Code of Virginia § 2.2-4006(A)(4)(a) as they are necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved. 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.