



# **COMMONWEALTH of VIRGINIA**

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## **MEMORANDUM**

**To:** Ms. Kathleen R. Nosbisch  
Executive Director  
Board for Professional Soil Scientists and Wetland Professionals

**From:** Joshua N. Lief  
Senior Assistant Attorney General

**Date:** June 18, 2012

**Subject:** Letter of Assurance for Proposed Amendments to 18VAC 145-11-10 and 18VAC145-11-20 relating to public participation guidelines

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I have reviewed the Board for Professional Soil Scientists and Wetland Professionals proposed changes to 18VAC145-11-10 and 18VAC145-11-20 relating to public participation guidelines that were posted on the Virginia Regulatory Town Hall on June 15, 2012. In my view, as counsel to the Board for Professional Soil Scientists and Wetland Professionals, these regulations may be promulgated pursuant to Title 54.1, Chapter 22 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.