



**COMMONWEALTH of VIRGINIA**  
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MEMORANDUM

To: Steve W. Cawthron, Chairman  
Board for Waterworks and Wastewater Works Operators  
Department of Professional and Occupational Regulation

From: Ellen E. Coates  
Assistant Attorney General

Date: July 7, 2003

Subject: Letter of Assurance for Proposed Regulations Adjusting Fees  
of the Board for Waterworks and Wastewater Works Operators

I have reviewed the proposed regulations adjusting the fees charged by the Board for Waterworks and Wastewater Works Operators that were submitted to this office electronically on July 3, 2003, and the memorandum that I received from Theresa A. Wilkins, Department of Professional and Occupational Regulation's Management and Budget Analyst, dated June 30, 2003, wherein Wilkins states that the proposed fee adjustments are consistent with the provisions of § 54.1-113 of the Code of Virginia, which is known as the Callahan Act. Because the determination of whether the provisions of the Callahan Act have been met is a financial matter uniquely within the purview of the Board and DPOR, I express no opinion as to that determination. Subject to the foregoing, in my view as counsel to the Board, the Board may promulgate these regulations pursuant to § § 54.1-113 and -201(4) of the Code of Virginia.