



COMMONWEALTH of VIRGINIA

Office of the Attorney General

William C. Mims
900 East Main Street
Attorney General
Richmond, Virginia 23219

804-786-2071

FAX 804-786-1991
Virginia Relay Services
800-828-1120
7-1-1

To: Mr. David E. Dick, Executive Director
Board for Waterworks and Wastewater Works Operators and Onsite
Sewage System Professionals
Virginia Department of Professional and Occupational Regulation
9960 Mayland Drive, Suite 400
Richmond, Virginia 23233

From: Elizabeth B. Peay
Assistant Attorney General

Date: April 2, 2009

Subject: Letter of Assurance for 18 VAC 160-20
Amendments to Board for Waterworks and Wastewater Works Operators
and Onsite Sewage System Professionals Regulations

I have reviewed the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals' amendments to the regulations establishing a program for licensing individuals as onsite soil evaluators, onsite sewage system installers, and onsite sewage system operators as mandated by § 54.1-2301 C of the *Code of Virginia*. In my view, as counsel to the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals, the Board may promulgate these regulations

pursuant to § 54.1-2301 of the *Code of Virginia*. The regulations do not appear, on their face, to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with 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.
