



COMMONWEALTH of VIRGINIA
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MEMORANDUM

FROM: Eric M. Lansing
Assistant Attorney General

TO: Colin M. Greene, MD, MPH, State Health Commissioner
Virginia Department of Health

DATE: December 21, 2022

RE: Fast-track Amendments: Temporary Campground Water Quality/hand washing
Sinks (12 VAC5-450-187)

Please note that this memorandum does not constitute an opinion, formal or informal, of the Attorney General. Rather, this memorandum contains the legal analysis of the individual staff member providing it.

In response to a request from the Department of Health, I have reviewed the above-referenced regulations of the State Board of Health.

The State Board of Health has the authority to amend its regulations. *See* Va. Code §§ 35.1-11; 35.1-17(A). After reviewing the proposed amendment, it is my opinion that the State Board of Health has the authority to amend 12 VAC5-450-187 as provided in the above-referenced amendment.

Furthermore, these amendments are non-controversial, and are therefore suitable for the fast-track rulemaking process as prescribed in Va. Code § 2.2-4012.1.