



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

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August 6, 2004

Anna E. Jolly, Chairman
Virginia Safety and Health Codes Board
c/o C. Ray Davenport
Commissioner of Labor and Industry
13 South 13th Street
Richmond, Virginia 23219

Re: Mechanical Power –Transmission Apparatus; Mechanical Power Presses;
Telecommunications; Hydrogen; Technical Amendments, 16 VAC 25-90

Dear Ms. Jolly:

This will confirm that I have reviewed the above referenced regulation pursuant to a request from Regina P. Cobb, Agency Management Analyst Senior. In my view, the Safety and Health Codes Board has the authority under Va. Code §§ 40.1-22(5) and 2.2-4006.A. to promulgate the regulation.

This statement is provided to fulfill the responsibilities of this Office to provide legal advice under the requirements of applicable law or executive order. Any policy decision regarding the merits of the regulatory action described above is solely that of the promulgating agency. This communication should not be construed as a comment for or against the merits of the policy decision.

If I may be of further assistance to you, please do not hesitate to contact me at (804) 786-6957.

Very truly yours,

Cathie F. Hutchins
Assistant Attorney General

cc: C. Ray Davenport
Regina P. Cobb