



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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September 16, 2010

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Mr. M. Frank Hartsoe, Chair
Safety and Health Codes Board
c/o Courtney M. Malveaux, Commissioner
Virginia Department of Labor & Industry
13 South Thirteenth Street
Richmond, Virginia 23219

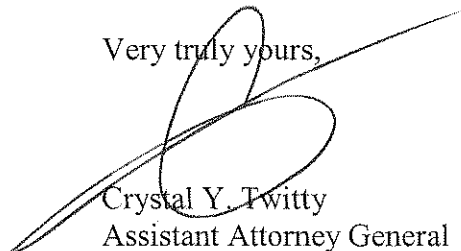
Re: 16 VAC 25-60, Final Regulation to Amend the Administrative Regulation for the Virginia Occupational Safety and Health (VOSH) Program, 16 VAC 25-60-240 and 16 VAC 25-60-245, Take and Preserve Testimony, Examine Witnesses and Administer Oaths

Dear Mr. Hartsoe:

I have reviewed the above-referenced regulations. It is my opinion that the Safety and Health Codes Board has authority to promulgate such amendments under applicable law, including Chapter 3 of Title 40.1 of the Code of Virginia.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me at (804) 786-9583.

Very truly yours,



Crystal Y. Twitty
Assistant Attorney General

cc: Courtney M. Malveaux, Commissioner
Regina P. Cobb, Agency Management Analyst, Sr.