



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Kathleen R. Nosbisch
Executive Director
Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and
Landscape Architects

From: Joshua E. Laws
Assistant Attorney General

Date: May 28, 2019

Subject: Letter of Assurance for Periodic Review of Regulations – Public Participation Guidelines found
at 18 VAC 10-11

Pursuant to the Code of Virginia and Executive Order 14 (2018), a periodic review of a regulation every four years shall include an examination by the Office of the Attorney General to ensure statutory authority. In that regard, I have reviewed the Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects' regulation referenced above. In my view, as counsel to the Department of Professional and Occupational Regulation, these regulations may be promulgated pursuant to Titles 2.2 and 54.1 of the Code of Virginia. The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any 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.