COMMONWEALTH of VIRGINIA

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To: Ms. Ashley Reed, Executive Director
Board for Hearing Aid Specialists and Opticians
Virginia Department of Professional and Occupational Regulation
9960 Mayland Drive, Suite 400
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From: Elizabeth B. Peay
Senior Assistant Attorney General

Date: November 9, 2026

Subject: Letter of Assurance for 18 VAC 80-20
Fast Track Amendments to the Hearing Aid Specialists Regulations

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I have reviewed the Board for Board for Hearing Aid Specialists and Opticians amendments to the Hearing Aid Specialists Regulations. In my view, as counsel to the Board for Hearing Aid Specialists and Opticians, the Board may promulgate these regulations pursuant to §54.1-201.A of the Code of Virginia. This amendment is further appropriate for the fast-track process in accordance with the Code of Virginia §2.2-4012.1 as the amendments are not controversial. 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.