



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Kenneth R. Bell, Chairman
Cemetery Board
Department of Professional and Occupational Regulation

Christine Martine, Executive Director
Cemetery Board
Department of Professional and Occupational Regulation

From: Eric A. Gregory
Assistant Attorney General

Date: October 19, 2005

Subject: Letter of Assurance for Amendments to Cemetery Board Regulations Regarding Fees

I have reviewed the Cemetery Board's Amendments to its Regulations posted on Town Hall on September 1, 2005. In my view, as counsel to the Cemetery Board, the Board may promulgate these regulations pursuant to §§ 54.1-201(5) and 54.1-113 of the *Code of Virginia*. The proposed amendments regarding fees 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.

