



# **COMMONWEALTH of VIRGINIA**

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**To:** Ms. Christine Martine  
Cemetery Board  
Virginia Department of Professional and Occupational Regulation  
9960 Mayland Drive, Suite 400  
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**From:** Elizabeth B. Peay  
Assistant Attorney General

**Date:** October 31, 2011

**Subject:** Letter of Assurance for 18 VAC 47-20-70 and 18 VAC 47-20-140  
Amendments to Cemetery Board's Regulations

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I have reviewed the Cemetery Board's amendments to the application fees and the renewal and reinstatement fees. In my view, as counsel to the Cemetery Board, the Board may promulgate these regulations pursuant to its authority to adjust fees in accordance with the Callahan act under §54.1-113 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.

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