



COMMONWEALTH of VIRGINIA

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MEMORANDUM *VIA Electronic Mail*

To: Todd P. Haymore
Commissioner
Department of Agriculture and Consumer Services

Roy Seward
Director - Office of Policy, Planning & Research
Department of Agriculture and Consumer Services

Colleen Calderwood, DVM
Program Manager
Department of Agriculture and Consumer Services

From: Eric A. Gregory
Assistant Attorney General

Date: June 11, 2008

Subject: Statement of Legal Authority for proposed amendments to 2 VAC 5-200, Rules and Regulations Pertaining to the Disposal of Entire Flocks of Dead Poultry

I have reviewed the proposed amendments to 2 VAC 5-200, Rules and Regulations Pertaining to the Disposal of Entire Flocks of Dead Poultry. In my view, as counsel to the Board of Agriculture and Consumer Services, the Department of Agriculture and Consumer Services, and the Commissioner, the regulations and amendments thereto may be promulgated pursuant to authority granted by § 3.1-726 of the *Code of Virginia*.

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, or public policy implications, of the proposed regulations.

