



# **COMMONWEALTH of VIRGINIA**

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## **MEMORANDUM**

**To:** Matt Lohr  
Commissioner  
Virginia Department of Agriculture and Consumer Services

**From:** Steven P. Jack  
Assistant Attorney General

**Date:** March 21, 2013

**Subject:** Memorandum of Authority for Proposed Amendments to Regulations Pertaining to Meat and Poultry Inspection Under the Virginia Meat and Poultry Products Inspection Act, 2 VAC 5-210 *et seq.*

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I reviewed the proposed amendments to the regulations pertaining to Meat and Poultry Inspection Under the Virginia Meat and Poultry Products Inspection Act, 2 VAC 5-210-10 *et seq.*, proposed by the Commissioner of the Virginia Department of Agriculture and Consumer Services (hereinafter, "Commissioner"). In my view, as counsel to the Virginia Department of Agriculture and Consumer Services, the Commissioner may promulgate the amendment of these regulations, pursuant to § 3.2-5406 of the *Code of Virginia*. The proposed 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.

Adoption of the above Regulations is exempt from the provisions of the Virginia Administrative Process Act as stated in § 3.2-5406(B) 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 of the proposed regulations.