



COMMONWEALTH of VIRGINIA

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MEMORANDUM

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

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

Dr. W. Wayne Surles
Program Manager
Department of Agriculture and Consumer Services

From: Eric A. Gregory
Assistant Attorney General

Date: February 1, 2008

Subject: Statement of Legal Authority for proposed amendments to the Public Participation Guidelines of the Pesticide Control Board (2 VAC 20-10)

I have reviewed the Department of Agriculture and Consumer Services' proposed amendments to the Public Participation Guidelines of the Pesticide Control Board (2 VAC 20-10). In my view, as counsel to the Commissioner, the Department, and the Board, the regulations and amendments thereto may be promulgated pursuant to authority granted by §§ 3.1-249.30 and 2.2-4012.1 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.

