



# **COMMONWEALTH of VIRGINIA**

*Office of the Attorney General*

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## **MEMORANDUM**

**To:** Dr.Carolynn Bissett  
Program Manager  
Office of Veterinary Services  
Virginia Department of Agriculture and Consumer Services

**From:** Justin I. Bell  
Assistant Attorney General

**Date:** November 17, 2021

**Subject:** Letter of Assurance for Rules and Regulations Establishing a Monitoring Program for Avian Influenza and Other Poultry Diseases, 2 VAC 5 – 190.

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Pursuant to the Code of Virginia and Executive Order 14 (2018), a periodic review of a regulation every four years shall include an examination by the Office of the Attorney General to ensure statutory authority. In that regard, I have reviewed the regulations of the Board of Agriculture and Consumer Services referenced above. In my view, these regulations may be retained without change according to §§ 3.2-6001 and 3.2-6002 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.