



# **COMMONWEALTH of VIRGINIA**

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## **MEMORANDUM**

**To:** Trisha Lindsay  
Executive Director  
Virginia Board for Asbestos, Lead, and Home Inspectors

**From:** Joshua E. Laws  
Senior Assistant Attorney General

**Date:** February 7, 2023

**Subject:** Letter of Assurance for Amendment of Regulations – Regulations Governing Lead-Based Paint Activities found at 18 VAC 15-30

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I have reviewed the Department of Professional and Occupational Regulation's (the Department) proposed amendment of regulations – regulations governing Lead-Based Paint Activities found at 18 VAC 15-30 that was posted on the Virginia Regulatory Town Hall on February 6, 2023. In my view, as counsel to the Department of Professional and Occupational Regulation and the Virginia Board for Asbestos, Lead, and Home Inspectors, these regulations may be amended pursuant to Title 54.1 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. The regulations also appear to qualify for the fast-track rulemaking process under § 2.2-4012.1 of the *Code of Virginia* because they are expected to be noncontroversial.

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.