



COMMONWEALTH of VIRGINIA

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May 23, 2008

The Honorable Benjamin Foster, Executive Director,
Virginia Board for Towing and Recovery Operators
c/o Virginia Department of Motor Vehicles
2300 West Broad Street
Post Office Box 27412
Richmond, Virginia 23269-0001

Re: Authority to Adopt Regulations Governing the Practice of Towing and Recovery Operators
[24 VAC 27 – 30, et seq.] Final Regulation Stage

Dear Mr. Foster:

I have reviewed the above-referenced Regulations Governing the Practice of Towing and Recovery Operators [24 VAC 27 – 30, et seq.] as finally adopted by the Board for Towing and Recovery Operators on May 22, 2008, with some changes from the proposed regulation stage.

In my view, as counsel to the Board, the Board possesses the statutory authority to promulgate the Regulations Governing the Practice of Towing and Recovery Operators [24 VAC 27 – 30, et seq.] as finally adopted by the Board on May 22, 2008, pursuant to Virginia Code §§ 46.2-2805, 46.2-2809, 46.2-2810, and other provisions of Chapter 28 of Title 46.2 of the Code of Virginia.

If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.

Sincerely,

Jeffrey A. Spencer
Senior Assistant Attorney General

