



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Kathleen R. Nosbisch, Executive Director
Board for Professional Soil Scientists, Wetland Professionals, and Geologists
Department of Professional and Occupational Regulation

From: Joshua E. Laws
Assistant Attorney General
Counsel to the Board for Professional Soil Scientists, Wetland Professionals, and Geologists

Date: February 21, 2014

Subject: Letter of Assurance for Proposed Changes to 18 VAC § 145-20

I have reviewed the proposed amendments to 18 *Virginia Administrative Code* (“VAC”) § 145-20, which transitions the soil scientist program from certification to licensure pursuant to Chapters 777 and 859 of the 2011 Acts of the General Assembly, which the Department of Professional and Occupational Regulation submitted to Virginia Regulatory Town Hall on January 29, 2014. In my view, as counsel to the Board for Professional soil Scientists, these regulations may be promulgated pursuant to Title 54.1, Chapter 14 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.