



# COMMONWEALTH of VIRGINIA

Office of the Attorney General

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## MEMORANDUM

**To:** Steven W. Sturgis  
President  
Board for Agriculture and Consumer Services

Sandra J. Adams  
Commissioner  
Virginia Department of Agriculture and Consumer Services

**From:** James M. Flaherty  
Assistant Attorney General

**Date:** April 30, 2014

**Subject:** Letter of Assurances for Proposed Amendments to Health Requirements Governing the Admission of Agricultural Animals, Companion Animals, and Other Animals or Birds Into Virginia, 2 VAC 5-141 *et seq.*

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I have reviewed the Board for Agriculture and Consumer Services' proposed Amendments to Health Requirements Governing the Admission of Agricultural Animals, Companion Animals, and Other Animals Into Virginia, 2 VAC 5-141 *et seq.* that were posted to the Virginia Regulatory Town Hall on April 29, 2014. In my view, as counsel to the Department of Agriculture and Consumer Services, the Board may promulgate these regulations pursuant to Title 57, Chapters 59 and 60 of the *Code of Virginia*. The regulations do not appear, on their face, to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with 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.