



COMMONWEALTH of VIRGINIA
Office of the Attorney General

Jason S. Miyares
Attorney General

10555 Main Street, Suite 350
Fairfax, Virginia 22030
703-277-3540
FAX 703-277-3547
Virginia Relay Services
800-828-1120
7-1-1

October 17, 2023

By Electronic Mail
Virginia Regulatory Town Hall

Re: 19 VAC 15-11 Public Participation Guidelines
Virginia Department of Fire Programs

Dear All:

I have reviewed the Department of Fire Programs' proposed fast-track amendment as identified above. In my view, as counsel to the Department, I concur that the Department has legal authority to promulgate this regulation pursuant to § 9.1-215 of the Code of Virginia. It is further my view that the Department is authorized to promulgate this regulation to conform to the current language of the Administrative Process Act, which language was enacted during the 2012 session of the General Assembly and is found in Chapter 795 of the 2012 Acts of Assembly. Additionally, the Department has the authority to adopt this regulation as a fast-track regulation pursuant to § 2.2-4012.1 of the Code of Virginia because this amendment is expected to be noncontroversial.

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 approval 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 action.

Sincerely,

/s/ Cathie F. Hutchins
Senior Assistant Attorney General