



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Kenneth T. Cuccinelli II
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120
7-1-1

MEMORANDUM

TO: Richard F. Sliwoski, P.E.
Director, Department of General Services

FROM: Karri B. Atwood
Assistant Attorney General

DATE: October 22, 2012

RE: Proposed Repeal of 1VAC 30-80 and 1 VAC 30-90 Rules and Regulations Governing Handling of Forensic Work

I have reviewed the proposed repeal of 1 VAC 30-80 and 1 VAC 30-90. The Department of General Services no longer has statutory authority to promulgate regulations for the Division of Forensic Science, as the Division is now the Department of Forensic Science pursuant to the 1996 Acts of Assembly, Chapter 154, 1.10. Accordingly, in my view, the repeal of 1 VAC 30-80 and 1 VAC 30-90 qualify for the Code of Virginia Code § 2.2- 4006(A)(3) exemption from Article 2, "Regulations," of the Administrative Process Act.

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