



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: M. Norman Oliver, M.D., M.A.
Commissioner, Department of Health

FROM: Grant E. Kronenberg
Assistant Attorney General *GEK*

DATE: August 3, 2018

SUBJECT: Review of Regulations
Food Regulations, 12VAC5-421-10 *et seq.*

I have reviewed the Food Regulations, 12VAC5-421-10 *et seq.*, as proposed to be amended. The proposed amendments are being promulgated as a regulatory action that is exempt from the Administrative Process Act pursuant to Code of Virginia § 2.2-4006.A.4.a.

In my opinion, the proposed amendments to the Food Regulations qualify as an exempt action as described, and the amendments are necessary on account of Virginia Acts of Assembly Chapter 450 of the 2018 Session of the General Assembly.