



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: October 24, 2018

SUBJECT: Proposed Fast-Track Amendment to the 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 amendment is being promulgated as a fast-track amendment pursuant to Code of Virginia § 2.2-4012.1.

It is my view that the Board of Health has legal authority to promulgate the subject amendment to the regulations pursuant to *Code of Virginia* § 35.1-11 and § 35.1-14. If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.