



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

202 North Ninth Street
Richmond, Virginia 23219
804-786-2071
Fax 804-786-1991
Virginia Relay Services
800-828-1120
7-1-1

MEMORANDUM

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

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

DATE: January 4, 2019

SUBJECT: Proposed Fast-Track Recreational Water Advisories Regulation
12VAC5-135-10 *et seq.*

I have reviewed the proposed Recreational Water Advisories regulation, 12VAC5-135-10 *et seq.* The proposed regulation is being promulgated as a fast-track regulatory action 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 regulation pursuant to *Code of Virginia* §§ 32.1-2, 32.1-12, and 32.1-23. If I may be of any further assistance to you relating to this matter, please do not hesitate to contact me.