



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Gordon Dixon, Director
Department of Professional and Occupational Regulation

Eric Olson, Executive Director
Polygraph Examiners Advisory Board
Department of Professional and Occupational Regulation

Adrienne Mayo
Department of Professional and Occupational Regulation

From: Steven P. Jack
Assistant Attorney General

Date: July 12, 2010

Subject: Letter of Assurance for Proposed Amendments to Polygraph Examiners Regulations, 18 VAC 120-30

I have reviewed the Director's proposed amendments to the polygraph examiners' regulations, particularly 18 VAC 120-30-10 *et seq.*, which was listed on the Virginia Regulatory Town Hall Internet site on July 9, 2010. In my view, as counsel to the Department of Professional and Occupational Regulation, these amendments may be promulgated pursuant to § 54.1-1802 of the *Code of Virginia*. 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 memorandum 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 proposed regulations.