



COMMONWEALTH of VIRGINIA

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To: Ed Hilton, Director of Boiler Safety Compliance
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From: Elizabeth B. Peay
Assistant Attorney General

Date: January 12, 2009

Subject: Letter of Assurance for 16 VAC 25-50, Regulations Amending Boiler and Pressure Vessel Rules and Regulations

I have reviewed the Department of Labor and Industry's amendments to the Boiler and Pressure Vessel Rules and Regulations. In my view, as counsel to the Department of Labor and Industry, the Department may promulgate these regulations pursuant to its authority to promulgate regulations under §40.1-51.6.A 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.