



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Courtney M. Malveaux, Commissioner
Department of Labor and Industry

From: Joshua N. Lief
Senior Assistant Attorney General

Date: November 10, 2011

Subject: Letter of Assurance for Proposed Regulations 16 VAC 25-90-1910 Governing General Industry Standards

I have reviewed the Department of Labor and Industry's proposed Regulations, specifically 16 VAC 25-90-1910 relating to General Industry Standards that were posted on the Virginia Regulatory Town Hall on November 7, 2011. In my view, as counsel to the Department of Labor and Industry, these regulations may be promulgated pursuant to Title 40.1 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.