



# **COMMONWEALTH of VIRGINIA**

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## **MEMORANDUM**

**To:** C. Ray Davenport  
Commissioner  
Virginia Department of Labor and Industry

**From:** Joshua E. Laws  
Assistant Attorney General

**Date:** March 24, 2017

**Subject:** Letter of Assurance for Amended Regulations – Proposed Regulation to Amend the Administrative Regulation for the Virginia Occupational Safety and Health (VOSH) Program Relating to State and Local Government Penalties found at 16 VAC25-60

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I have reviewed the Department of Labor and Industry's proposed Regulation to Amend the Administrative Regulation for the Virginia Occupational Safety and Health (VOSH) Program Relating to State and Local Government Penalties found at 16 VAC25-60 that was posted on the Virginia Regulatory Town Hall on March 14, 2017. 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.