



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark 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

To: Mr. Stephen Kirshner, Regulatory Operations Administrator
Board for Hearing Aid Specialists and Opticians
Virginia Department of Professional and Occupational Regulation
9960 Mayland Drive, Suite 400
Richmond, Virginia 23233

From: Elizabeth B. Peay
Senior Assistant Attorney General

Date: August 13, 2018

Subject: Letter of Assurance for 18 VAC 80-30-Fast Track

I have reviewed the Board for Hearing Aid Specialists and Opticians amendments to the Opticians' Regulations. In my view, as counsel to the Board for Hearing Aid Specialists and Opticians, the Board may promulgate these regulations pursuant to §54.1-201 of the Code of Virginia. This action further qualifies for fast-track promulgation in accordance with §2.2-4012.1 of the Code of Virginia because the changes are expected to be noncontroversial. 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.

