



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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MEMORANDUM

To: Steven W. Sturgis
President
Board of Agriculture and Consumer Services

Sandra J. Adams
Commissioner
Virginia Department of Agriculture and Consumer Services

From: James M. Flaherty
Assistant Attorney General

Date: December 30, 2014

Subject: Letter of Assurance for Amendments to Rules and Regulations Pertaining to Reporting Requirements for Contagious and Infectious Diseases of Livestock and Poultry in Virginia, 2 VAC 5-30 et seq.

I have reviewed the Board for Agriculture and Consumer Services' proposed amendments to its Rules and Regulations Pertaining to Reporting Requirements for Contagious and Infectious Diseases of Livestock and Poultry in Virginia, particularly to 2 VAC 5-30 *et seq.* which were posted on the Virginia Regulatory Town Hall internet site on December 30, 2014. In my view, as counsel to the Board for Agriculture and Consumer Services, these regulations may be promulgated pursuant to §§ 3.2-109 and 3.2-6002 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.