



# COMMONWEALTH of VIRGINIA

Office of the Attorney General

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## MEMORANDUM

**To:** Marjorie King  
Executive Director – Board for Contractors  
Department of Professional and Occupational Regulation

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

**Date:** July 7, 2023

**Subject:** Letter of Assurance for Periodic Review of Regulations – Regulations Governing Polygraph Examiners found at 18 VAC 120-30

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Pursuant to the *Code of Virginia* and Executive Order 19 (2022), a periodic review of a regulation every four years shall include an examination by the Office of the Attorney General to ensure statutory authority. In that regard, I have reviewed the Department of Professional and Occupational Regulation's (DPOR) regulation referenced above. In my view, as counsel to DPOR, these regulations may be promulgated pursuant to Title 54.1 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.