



COMMONWEALTH of VIRGINIA

*Office of the Attorney General
Richmond 23219*

Mark R. Herring
Attorney General

900 East Main Street
Richmond, Virginia 23219
804 - 786 - 2071
804 - 225 - 4541 TDD

MEMORANDUM

To: Trisha Henshaw
Executive Director
Common Interest Community Board

From: Joshua E. Laws
Assistant Attorney General

Date: December 19, 2016

Subject: Letter of Assurance for Amended Regulations – Amendment to Public Participation Guidelines found at 18VAC48-10-50

I have reviewed the Common Interest Community Board’s proposed Amendment to Public Participation Guidelines found at 18VAC48-10-50 that was posted on the Virginia Regulatory Town Hall on December 12, 2016. In my view, as counsel to the Common Interest Community Board, these regulations may be promulgated pursuant to Titles 2.2-4007.02 and 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. The regulations also appear to qualify for the fast-track rulemaking process under § 2.2-4012.1 of the Code of Virginia because they are noncontroversial.

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.