



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

Jerry W. Kilgore
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071
804-371-8947 TDD

December 11, 2003

Douglas R. Harris
Adjudication Officer and Advisor to the Commissioner
Virginia Department of Health
1500 East Main Street
Richmond, Virginia 23219

Re: Regulations For Bedding And Upholstered Furniture Inspection Program
12 VAC 5-125-10 et seq.

Dear Mr. Harris:

I have reviewed the October 9, 2003, draft of above-referenced regulations, together with the suggested amendments submitted for consideration by the Commissioner pursuant to Va. Code (1950) § 32.1-20. The Department possesses the authority to promulgate these regulations pursuant to applicable law, including Va. Code (1950) §§ 32.1-212 et seq., as amended (Acts 2003, c. 1003).

This statement is provided to fulfill the responsibilities of this Office to provide legal advice under the requirements of applicable law or executive order. Any policy decision regarding the merits of the regulatory action described above is solely that of the promulgating agency. This communication should not be construed as a comment for or against the merits of the policy decision.

Naturally, should there be any questions, please contact me.

Very truly yours,

Matthew P. Dullaghan
Assistant Attorney General

cc: Robert B. Stroube, M.D., M.P.H.
State Health Commissioner