



COMMONWEALTH of VIRGINIA

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To: Mr. David Dick
Board for Waterworks and Wastewater Works Operators and Onsite
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Virginia Department of Professional and Occupational Regulation
3600 W. Broad Street
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From: Elizabeth B. Peay
Assistant Attorney General

Date: August 11, 2008

Subject: Letter of Assurance for 18 VAC 160-20
Amendments to Board for Waterworks and Wastewater Works Operators
Regulations

I have reviewed the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals' amendments to the regulations to include licensure of onsite sewage system professionals. In my view, as counsel to the Board for Waterworks

and Wastewater Works Operators, the Board may promulgate these regulations pursuant to § 54.1-2301 of the *Code of Virginia*. The regulations do not appear, on their face, to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with 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.
