



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

202 North 9th Street
Richmond, Virginia 23219
804-786-2071
804-371-8946 TDD

MEMORANDUM

To: Dr.Carolynn Bissett
Program Manager
Office of Veterinary Services
Virginia Department of Agriculture and Consumer Services

From: Justin I. Bell
Assistant Attorney General

Date: June 8, 2018

Subject: Letter of Assurance for Rules and Regulations for the Health Requirements Governing the Admission of Agricultural Animals, Companion Animals, and Other Animals or Birds Into Virginia, 2 VAC 5 – 141.

I have reviewed the Department of Agriculture and Consumer Services's proposed Amendment to the Rules and Regulations for the Health Requirements Governing the Admission of Agricultural Animals, Companion Animals, and Other Animals or Birds Into Virginia, 2 VAC 5 – 141 posted on the Virginia Regulatory Town Hall. In my view, as counsel to the Department of Agriculture and Consumer Services, these regulations may be promulgated pursuant to §§ 2.2-4000 et seq. and 3.2-5902 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.