



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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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: April 4, 2024

Subject: Letter of Assurance – Regulations Pertaining to the Establishment of the Dangerous Dog Registry, 2 VAC 5 - 620

I have reviewed the Virginia Department of Agriculture and Consumer Services's (the Department) proposed amendment of the regulations – Regulations Pertaining to the Establishment of the Dangerous Dog Registry, 2 VAC 5 - 620 that was posted on the Virginia Regulatory Town Hall on May 4, 2023. In my view, as counsel to the Department, these regulations may be promulgated pursuant to § 3.2-6542 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. Further, this action is exempt from the Administrative Process Act pursuant to § 3.2-6542(D) of the *Code of Virginia*.

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.