



**COMMONWEALTH of VIRGINIA**  
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MEMORANDUM

TO: Col. Gary Settle, Superintendent  
Department of State Police

FROM: Michael A. Jagels Senior  
Senior Assistant Attorney General

DATE: May 1, 2020

SUBJECT: Motor Carrier Safety Regulations – 19 VAC 30-20.

In response to a request from the Department of State Police, I have reviewed the proposed final amendments to the regulations to be set forth in 19 VAC 30-20 relating to compliance with changes in the controlling Federal Motor Carrier Regulations 49 CFR Parts 366, 370 through 376, 379, 380 Subpart E and F, 382, 385, 386 Subpart G, 387, 390 through 397, and 399. Upon review of the aforesaid amendments, I find it to be constitutional, consistent with the statutory authority conferred by § 52-8.4 of the Code of Virginia, and in conformity with existing statutory provisions. The changes to the regulations are exempted from the Administrative Process Act, pursuant to § 2.2-4006(A)(4)(c), in order meet the requirements of federal law or regulations.

*Please note that this memorandum is intended to provide legal interpretations and legal advice, not policy advice. To the extent that this communication may advise you that a certain action is lawful, the decision whether to take such action remains a policy decision within the discretion of your agency and this communication should not be construed as a comment for or against the merits of such action*