



COMMONWEALTH of VIRGINIA
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MEMORANDUM

FROM: Darrell W. Kuntz, III
Assistant Attorney General

TO: Lisa McGee
Policy and Planning Director for DCR

DATE: October 7, 2026

RE: Review of Proposed Amendments to Nutrient Management Training and Certification Requirements – 4VAC50-85 *et. seq.*

Please note that this memorandum does not constitute an opinion, formal or informal, of the Attorney General. Rather, this memorandum contains the legal analysis of the individual staff member providing it.

I have reviewed the Virginia Soil and Water Conservation Board's (the "Board") proposed amendments to the Nutrient Management Training and Certification Requirements set forth at 4VAC50-85 *et seq.* As counsel for the Board, I am of the opinion that the Board is authorized to make these proposed amendments under Va. Code § 10.1-104.2.

The amended regulations do not appear, on their face, to conflict with the Constitution of the United States or the Constitution of the Commonwealth 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 amended regulations.