



COMMONWEALTH of VIRGINIA

Office of the Attorney General

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MEMORANDUM

To: Cristin Bernhardt
Regulatory Coordinator
Virginia Department of Labor and Industry

From: Joshua E. Laws
Senior Assistant Attorney General

Date: May 7, 2025

Subject: Letter of Assurance for Amended Regulations for Federal Identical Regulations, General Industry, for Hazard Communication Standard found at 16 VAC 25-90-1910

I have reviewed the Department of Labor and Industry's proposed Amended Regulations for Federal Identical Regulations, General Industry, for Hazard Communication Standard found at 16 VAC 25-90-1910 that were posted on the Virginia Regulatory Town Hall on April 30, 2025. In my view, as counsel to the Department of Labor and Industry, these regulations may be promulgated pursuant to Title 40.1 of the Code of Virginia. Further, I certify that the proposed changes are exempt from the Administrative Process Act under Code of Virginia § 2.2-4006(A)(4)(c) as they are necessary to meet the requirements of federal law or regulations and they do not materially differ from those required by federal law or regulation.

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.