



**COMMONWEALTH of VIRGINIA**  
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**MEMORANDUM**

**TO:** M. Norman Oliver, M.D., M.A.  
Commissioner, Department of Health

**FROM:** Grant E. Kronenberg  
Assistant Attorney General

**DATE:** May 20, 2021

**SUBJECT:** Periodic Review of Regulations  
Regulations Governing Tourist Establishment Swimming Pools and Other Public  
Pools, 12VAC5-460-10 *et seq.*

In accordance with Code of Virginia § 2.2-4017 and Executive Order 14 (2018 Amended), I have reviewed the Regulations Governing Tourist Establishment Swimming Pools and Other Public Pools, 12VAC5-460-10 *et seq.* These regulations are undergoing periodic review. In my opinion, the Board of Health had the authority under Code of Virginia §§ 35.1-11 and 35.1-13 to adopt the current regulations and has the authority to amend the regulations, consistent with its statutory authority, if it so chooses.