



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Robert F. McDonnell
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120
7-1-1

MEMORANDUM

To: Brooks Ballard
Architectural & Engineering Services
Department of Corrections

From: Susan B. Curwood
Assistant Attorney General

Date: August 7, 2007

Subject: Letter of Assurance for 6 VAC 15-80-10 amendment and new 6 VAC 15-80-211

I have reviewed the proposed Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities (6 VAC 15-80-10 amendment and new 6 VAC 15-80-211) that were posted on the Virginia Regulatory Town Hall internet site on July 31, 2007. In my view, as counsel to the Board of Corrections, the Board of Corrections may promulgate these regulations pursuant to authority granted by § 53.1-5 and § 53.1-80 through § 53.1-82 of the *Code of Virginia*. The proposed regulation does not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor does it appear to conflict with any federal or state law currently in effect.

This memorandum does not address compliance or non-compliance with the procedural requirements governing the promulgation process pursuant to § 2.2-4007 of the *Code of Virginia*.

This memorandum addresses legal matters only and is not intended to serve as, nor should it be construed as, a comment for or against the merits of the proposed regulation.