



***COMMONWEALTH of VIRGINIA***  
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July 25, 2005

Dr. Jo Lynne DeMary  
Superintendent of Public Instruction  
Department of Education  
Monroe Building  
101 North 14<sup>th</sup> Street  
Richmond, VA 23219

**Re: Regulations Establishing Standards for Accrediting Public Schools in Virginia  
(8 VAC 20-131-10 et seq.)**

Dear Dr. DeMary:

You ask whether the Virginia Board of Education possesses the requisite statutory authority to propose amendments to the above-referenced regulations.

Section 22.1-16 vests the Board of Education with the authority to promulgate such regulations as may be necessary to carry out its powers and duties and the provisions of Title 22.1. In my view, therefore, the Board possesses the requisite authority to promulgate such regulations.

The foregoing represents my view and does not constitute an official opinion of the Attorney General. If you require additional assistance from me on this matter, please do not hesitate to contact me.

Sincerely,

Deborah A. Love  
Senior Assistant Attorney General

