



COMMONWEALTH of VIRGINIA

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Dr. Patricia I. Wright.
Superintendent of Public Instruction
Department of Education
Monroe Building
101 North 14th Street
Richmond, VA 23219

Re: Regulations Governing Local Boards and School Divisions (8 VAC 20-720-10 *et seq.*)

Dear Dr. Wright:

You ask whether the Board of Education possesses the requisite authority to promulgate 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 addition, the Board has been given specific authority for aspects of these regulations in other statutes, including §§22.1-16.1, 70, 81, 115, 206, 207, 287.1, 299, and 302. Accordingly, it is my view that the Board possesses the requisite authority to adopt and amend the above-referenced regulations.

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

Yours truly,

Deborah A. Love
Senior Assistant Attorney General