



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

Mark R. Herring
Attorney General

MEMORANDUM

TO: Francine C. Ecker, Director
Department of Criminal Justice Services

FROM: Michael A. Jagels
Senior Assistant Attorney General

DATE: February 14, 2017

SUBJECT: Regulations Relating to Compulsory Minimum Training Standards for Dispatchers– 6VAC20-60

In response to a request from the Department of Criminal Justice Services ("Department"), I have reviewed the proposed regulation, 6VAC20-60, relating to Compulsory Minimum Training Standards for Dispatchers. The *Code of Virginia* requires the Department to establish compulsory minimum training standards for all dispatchers employed by or in any local or state government agency, whose duties include the dispatching of law-enforcement personnel. Virginia Code § 9.1-102.10. Virginia Code § 9.1-102 requires the Department to adopt regulations, pursuant to the Administrative Process Act (§ 2.2-4000 et seq.), for the administration of this chapter. Upon review of the aforesaid regulation, I find the proposed regulation to be constitutional, consistent with the statutory authority granted by Virginia Code § 9.1-102 of the Code of Virginia, and in conformity with existing statutory provisions.

Please note that this memorandum is intended to provide legal interpretations and legal advice, not policy advice. To the extent that this communication may advise you that a certain action is lawful, the decision whether to take such action remains a policy decision within the discretion of your agency and this communication should not be construed as a comment for or against the merits of such action.