



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: **KHALID R. JONES**
Executive Director
Virginia Lottery

FROM: **AMY K. DILWORTH**
Senior Assistant Attorney General

DATE: August 27, 2025

SUBJECT: Legislative Mandate: Posting of Problem Gambling Helpline Information Lottery Licensing (11 VAC 5-31); Sports Betting (11 VAC 5-70); Sports Betting Consumer Protection Program (11 VAC 5-80); Casino Gaming (11 VAC 5-90).

I am in receipt of the subject regulations, amendments to which were mandated by the enactment of Chapter 336 of the 2025 Virginia Acts of Assembly, effective July 1, 2025, amending Virginia Code §§ 18.2-340.19, 58.1-4007.3, 58.1-4122.1 and 59.1-369. As a legislative mandate, this action is exempt from Article 2 of the Virginia Administrative Process Act pursuant to Virginia Code § 2.2-4006(A)(4)(a). You have asked the Office of the Attorney General to review and confirm the Virginia Lottery Board has the legal authority to amend these regulations and the amendments comport with state and federal law. The review is conducted pursuant to Executive Order 19 (2022).

Based on my review, it is my view that the Virginia Lottery Board, pursuant to Virginia Code § 58.1-4007A, has the authority to adopt the amendments to these regulations and has not exceeded that authority. The amended regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

Should you have any questions, please do not hesitate to contact me.