



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

Jerry W. Kilgore
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071

804-371-8947 TDD

MEMORANDUM

TO: Leonard G. Cooke, Director
Department of Criminal Justice Services

FROM: James Towey
Assistant Attorney General

DATE: November 18, 2004

SUBJECT: Regulations Relating to School Security Officers – 6 VAC 20-240-10 *et seq.*

In response to a request from the Department of Criminal Justice Services, I have reviewed the proposed regulations, 6 VAC 20-240-10 *et seq.*, relating to school security officers. Virginia Code § 9.1-102 was amended by the 2002 Session of the General Assembly to require the Department to establish compulsory minimum standards for employment and job-entry and in-service training curricula and certification requirements for school security officers. Section 9.1-102 requires that the training standards shall include, but shall not be limited to, the role and responsibility of school security officers, relevant state and federal laws, school and personal liability issues, security awareness in the school environment, mediation and conflict resolution, disaster and emergency response, and student behavioral dynamics. Upon review of the aforesaid regulations, and in accordance with Executive Order 21 (2002), I find the proposed regulations to be constitutional, consistent with the statutory authority granted by § 9.1-102(45) 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 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.