



COMMONWEALTH of VIRGINIA

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MEMORANDUM

TO: Garth L. Wheeler, Director
Department of Criminal Justice Services

FROM: Shannon Y. Dion
Assistant Attorney General

DATE: November 5, 2013

SUBJECT: Regulations Relating to Bail Enforcement Agents (6 VAC 20-260-10)

In response to a request from the Department of Criminal Justice Services, I have reviewed the proposed regulations, 6 VAC 20-260-10, relating to bail enforcement agents. Section 9.1-185.2 of the Code of Virginia gives the Criminal Justice Services Board the authority to promulgate regulations it deems necessary and appropriate for the regulation of bail enforcement agents. Upon review of the aforesaid regulations, I find the proposed regulations to be constitutional, consistent with the statutory authority granted by Section 9.1-185.2 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.