



COMMONWEALTH of VIRGINIA
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Dr. Jo Lynne DeMary
Superintendent of Public Instruction
Department of Education
Monroe Building
101 North 14th Street
Richmond, VA 23219

**Re: Rules Governing Reduction of School Aid When Length
Of School Term Below 180 Teaching Days or 990 Teaching Hours
(8 VAC 20-520-10 et seq.)**

Dear Dr. DeMary:

You ask whether the Virginia Board of Education possesses the requisite statutory authority to adopt the above-referenced regulation.

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, such regulations are expressly contemplated in § 22.1-98, which governs this subject. In my view, therefore, the Board possesses the requisite authority to promulgate these regulations.

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

Sincerely,

Deborah A. Love
Senior Assistant Attorney General

