



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

Mark R. Herring

202 North Ninth Street
Richmond, Virginia 23219
804-786-2071
804-371-8947 TDD

MEMORANDUM

TO: PETER BLAKE
Director, State Council of Higher Education for Virginia

FROM: DEBORAH A. LOVE
Senior Assistant Attorney General

DATE: June 24, 2019

SUBJECT: Virginia Two-Year College Transfer Grant Program Regulations

I have reviewed the above-referenced regulation, which is undergoing a periodic review, to determine if the State Council of Higher Education for Virginia ("Council") has the statutory authority to promulgate the regulation, and if the regulations comport with applicable law.

The Council has authority and the duty to promulgate regulations for the implementation of the Two-Year College Transfer Grant Program under § 23.1-623 of the Code of Virginia, as well as its predecessor statute, § 23-38.10:9. In my view, the regulations do not exceed the Council's rulemaking authority.

If you have any questions about the foregoing, please feel free to contact me at the address above or via email at dlove@oag.state.va.us.