



COMMONWEALTH of VIRGINIA
Office of the Attorney General
Richmond 23219

Jason S. Miyares

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

MEMORANDUM

TO: Alex Nyerges
Director and Chief Executive Officer
Virginia Museum of Fine Arts

FROM: Deborah A. Love *DAL*
Senior Assistant Attorney General

DATE: January 28, 2025

SUBJECT: Fast-track Adoption of Regulations: 8 VAC 103-20

I have reviewed the amendments to the regulations identified above in order to determine whether the Board of Trustees of the Virginia Museum of Fine Arts has the authority to promulgate the regulations and if the regulations comport with applicable state law.

Pursuant to § 23.1-3218.A.1 of the *Code of Virginia*, the Board has authority to “[m]anage, control, maintain, and operate the Museum, including its contents, furnishings, grounds funds, property, and endowments.”

It is my view that the Board has the authority to adopt these fast-track regulations, subject to compliance with the provisions of Article 2 of the Administrative Process Act and Virginia Office of the Governor Executive Order 19 (2022), and that the Board has not exceeded that authority.

If you have any questions or concerns, please feel free to contact me at the address above, by telephone at (804)786-3807 or by electronic mail at dlove@oag.state.va.us.