



**COMMONWEALTH of VIRGINIA**  
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May 8, 2026

By Electronic Mail  
Virginia Regulatory Town Hall

Re: Regulations Relating to Criminal History Record Information Use and Security  
6 VAC 20-120

Dear All:

I have reviewed the Department of Criminal Justice Services proposed regulation as identified above. In my view, as counsel to the Department, I concur that the Department has legal authority to promulgate this regulation pursuant to § 9.1-102(24) of the Code of Virginia and in accordance with Acts of Assembly Chapter 542, 2021 Special Session 1, HB 2113.

The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect. This approval addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the action.

Sincerely,

/s/ Cathie F. Hutchins  
Senior Assistant Attorney General/Section Chief