



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

March 1, 2017

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Ms. Karin Clark
Office of Legislative and Regulatory Affairs
Virginia Department of Social Services
801 East Main Street
Richmond, VA 23219

RE: *Division of Child Support Enforcement 2017 Regulatory Proposal*
22VAC40-880-405
Passport Denial Program

Dear Ms. Clark:

I have reviewed the above-referenced fast track regulatory action which provides for amendment to the current passport denial regulation found at 22VAC40-880-405.

Virginia Code § 63.2-217 mandates that the State Board promulgate "regulations as may be necessary or desirable to carry out the purpose of this title." It appears the State Board has the authority to amend 22VAC40-880-405, as proposed, subject to compliance with the provisions of Article 2 of the Administrative Process Act and Executive Order 14 (2010), and has not exceeded its authority.

Should you have any questions, please do not hesitate to contact me at 540-776-2778.

Very truly yours,

A handwritten signature in black ink that reads "Alice G. Burlinson".

Alice G. Burlinson
Senior Assistant Attorney General

AGB/nm

C: Margaret R. Schultze
Craig M. Burshem
Beth J. Edwards