



# COMMONWEALTH of VIRGINIA

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## MEMORANDUM

**To:** Joe Funkhauser, Chairman  
Real Estate Board  
Department of Professional and Occupational Regulation

Christine Martine, Executive Director  
Real Estate Board  
Department of Professional and Occupational Regulation

**From:** Steven P. Jack  
Assistant Attorney General

**Date:** February 11, 2013

**Subject:** Letter of Assurance for Amendments to Board Regulations 18 VAC 135-20

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I have reviewed the Real Estate Board's proposed amendments to its regulations, particularly 18 VAC 135-20-10 *et seq.*, that were posted on the Virginia Regulatory Town Hall internet site on February 8, 2013. In my view, as counsel to the Real Estate Board, these regulations may be promulgated pursuant to §§ 54.1-113, 54.1-201(5), and 54.1-2105 of the *Code of Virginia*. 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 memorandum 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 proposed regulations.