



COMMONWEALTH of VIRGINIA
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Dr. Jo Lynne DeMary
Superintendent of Public Instruction
Department of Education
Monroe Building
101 North 14th Street
Richmond, VA 23219

**Re: Proposed Regulations Governing the Re-enrollment of Students
Committed to the Department of Juvenile Justice
(8 VAC 20-660-10 *et seq.*)**

Dear Dr. DeMary:

You ask whether the Virginia Board of Education possesses the requisite statutory authority to promulgate the above proposed Regulations Governing the Re-enrollment of Students Committed to the Department of Juvenile Justice, 8 VAC 20-660-10 *et seq.*

Section 22.1-16 vests the Board of Education with the authority to promulgate such regulations as may be necessary to carry out its powers and duties and the provisions of Title 22.1. Additionally, § 22.1-17.1 directs the Board to promulgate regulations for the re-enrollment in public schools of children who have been in the custody of the Department of Juvenile Justice. In my view, therefore, the Board possesses the requisite authority to promulgate these regulations.

The foregoing represents my views and does not constitute an official opinion of the Attorney General. If you require additional assistance from me on this matter, please do not hesitate to contact me.

Sincerely,

Deborah A. Love
Senior Assistant Attorney General

