



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: Karin Clark
Virginia Department of Social Services

FROM: Jennifer C. Williamson
Senior Assistant Attorney General

DATE: November 1, 2023

SUBJECT: Periodic Review of Supplemental Nutrition Assistance Program
Regulations; 22VAC40-601

I have reviewed the Supplemental Nutrition Assistance Program Regulations, 22VAC40-601, for the Board of Social Services. These regulations are undergoing periodic review in accordance with Virginia Code §§ 2.2-4007.1 and 2.2-4017 and Executive Order 19 (2022), including the Procedures of the Office of Regulatory Management.

In my opinion, the Board of Social Services had the authority under Virginia Code § 63.2-217 to adopt the current regulations and the Board has the authority to retain, amend or repeal the regulations under Virginia Code § 63.2-217, subject to compliance with the provisions of Article 2 of the Administrative Process Act and Executive Order 19 (2022).

If you have any questions, please feel free to call me at 225-3197.