

1998 SESSION

INTRODUCED

983754198

HOUSE BILL NO. 102

Offered January 14, 1998

Prefiled January 13, 1998

A BILL to amend and reenact § 2.1-118 of the Code of Virginia, relating to Attorney General Opinions.

Patron—Davies

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 2.1-118 of the Code of Virginia is amended and reenacted as follows:

§ 2.1-118. Official opinions of Attorney General.

The Attorney General shall give his advice and render official advisory opinions in writing only when requested in writing so to do by one of the following: the Governor; a member of the General Assembly; a judge of a court of record or a judge of a court not of record; the State Corporation Commission; an attorney for the Commonwealth; a county attorney in those counties in which such office has been created; a clerk of a court of record; a city or county sheriff; a city or county treasurer or similar officer; a commissioner of the revenue or similar officer; a chairman or secretary of an electoral board; the head of a state department, division, bureau, institution or board; *a superintendent of a regional jail*. Except in cases where such opinion is requested by the Governor or a member of the General Assembly the Attorney General shall have no authority to render an official opinion unless the question dealt with is directly related to the discharge of the duties of the official requesting same; provided further, that any opinion request to the Attorney General, by an attorney for the Commonwealth or county attorney shall itself be in the form of an opinion embodying a precise statement of all facts together with such attorney's legal conclusions.

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