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Exempt Action: Final Regulation Agency Background Document

Agency name	Virginia Department of Health
Virginia Administrative Code (VAC) Chapter citation(s)	12 VAC5-501
VAC Chapter title(s)	Rules and Regulations Governing the Construction and Maintenance of Migrant Labor Camps
Action title	Amend Regulations to Implement Provisions of Chapters 17 and 18 of the 2026 Acts of Assembly
Final agency action date	August 1, 2026
Date this document prepared	July 11, 2026

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

Brief Summary

Provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.

Chapters 17 and 18 of the 2026 Acts of the Assembly amended § 32.1-207 of the Code of Virginia, directing the Board of Health to permit migrant labor camps for a 12-month duration from the date of permit issuance instead of expiration on December 31 of each year. As a result of this legislation, the Board of Health must amend 12VAC-501-200 to align with § 32.1-207.

Mandate and Impetus

Identify the mandate for this regulatory change and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, or board decision). For purposes of executive branch review, "mandate" has the same meaning as defined in the ORM procedures, "a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."

This action is a result of a legislative mandate in Chapters 17 and 18 of the 2026 Acts of Assembly.

Statement of Final Agency Action

Provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) that the agency has "adopted final amendments" to the regulation; 3) the name of the agency taking the action; and 4) the title of the regulation. A suggested statement is, "On [insert date] the Board/Department of [insert name] adopted final amendments to the [title of regulation(s)]."

The State Health Commissioner, pursuant to his authority in § 32.1-20, adopted these final amendments to the Rules and Regulations Governing the Construction and Maintenance of Migrant Labor Camps (12VAC5-501) on August 1, 2026 on behalf of the State Board of Health while the Board was not in session.