



COMMONWEALTH of VIRGINIA
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MEMORANDUM

FROM: Darrell W. Kuntz, III
Assistant Attorney General

TO: Lance Gregory
Director of Office of Environmental Health

Briana Bill
Environmental Health Coordinator

DATE: 04/17/2026

RE: Amendments to Rules and Regulations Governing the Construction and Maintenance of Migrant Labor Camps – 12VAC5-501 *et seq.*

Please note that this memorandum does not constitute an opinion, formal or informal, of the Attorney General. Rather, this memorandum contains the legal analysis of the individual staff member providing it.

Pursuant to Virginia Code § 32.1-12 and § 32.1-211, the Virginia State Board of Health adopted proposed Amendments to the Rules and Regulations Governing the Construction and Maintenance of Migrant Labor Camps found at 12VAC5-501 *et seq.* These amendments include but are not limited to changes in the current Regulations regarding definitions, enforcement requirements under the Administrative Process Act, clarification of variance requirements, plan review, permit and inspection requirements, general sanitation, heating and cooling, and sleeping facilities, amongst other categories of revisions.

These amendments are in line with the regulatory directives issued by the General Assembly at Va. Code § 32.1-211. If the Board seeks to make further modifications to these Regulations, further review may be required.