



STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES

Bill J. Crouch
Cabinet Secretary

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

MEMORANDUM

DATE: November 20, 2020

TO: Mac Warner
Secretary of State

FROM: Bill J. Crouch, Cabinet Secretary *BJC*
Department of Health and Human Resources

RE: **Child Care Centers Legislative Rule**
W. Va. CSR § 64-21

The Bureau for Public Health of the Department of Health and Human Resources requests that W. Va. C.S.R. §64-21, *Child Care Centers*, be temporarily suspended, in part, effective immediately pursuant to W. Va. Code §15-5-6(c)(7) and the State of Emergency declared by Governor Justice on March 16, 2020.

W. Va. C.S.R. §64-21 establishes and sets forth the environmental health requirements for the construction and operation of child care centers in West Virginia. Strict compliance with the following provision will hinder and delay necessary action in coping with the emergency declared by the Governor:

W. Va. C.S.R. §64-21.4.1 establishes the requirement for inspections by the health officer of the local health department or the Bureau for Public Health every six months. Regular inspections will be temporarily suspended during the State of Emergency. Inspections will continue to be made in response to complaints or imminent public health hazards.

If granted, the Bureau for Public Health further requests that the rule be suspended as described above until such time as the State of Emergency is lifted.