



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  
Department of Health and Human Resources

**RE:** **Body Piercing Studio Business Legislative Rule**  
**W. Va. CSR § 64-80**

The Bureau for Public Health of the Department of Health and Human Resources requests that W. Va. C.S.R. §64-80, the legislative rule regarding *Body Piercing Studio Business*, 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. §64-80 establishes and sets forth the requirements for the operation of body piercing studio businesses 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. §64-80.3.1.b. establishes the requirement for review of applications submitted for the construction or remodeling of a body piercing studio business within 45 days. The time for review of applications will be enlarged from 45 days to 60 days during the State of Emergency.

W. Va. C.S.R. §64-80.4.2. establishes and sets forth the requirement for on-site inspections of body piercing studio businesses once every year. Regular inspections will be temporarily suspended during the State of Emergency. Inspections in response to complaints or imminent health hazards will *not* be suspended.

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.