The attached file is being sent to child placing agencies from the Virginia Department of Social Services Email Distribution Service.

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DATE: October 13, 2021

TO: Licensed Child Placing Agencies

FROM: Tara Ragland, Director
Division of Licensing Programs


The regulation, 22VAC40-191, Background Checks for Child Welfare Agencies, has been revised to incorporate Chapters 860 and 861 of the 2020 Acts of the General Assembly that transferred the authority to license and regulate child day programs to the Department of Education on July 1, 2021. The amended regulation was published as a final regulation in the Virginia Register of Regulations on September 8, 2021. The effective date of the amended regulation is October 13, 2021. This action was exempt from the full Administrative Process Act regulatory process because the purpose of the revision was to incorporate the changes in state law.

The amendments made to the regulation removed requirements for background checks for child day programs. Other technical amendments were made to clarify existing requirements after striking regulations specific to child day programs. **There are no new background check requirements in the amendments.**

A copy of the regulation can be found under the Regulations & Code References and Background Investigations sections on the LCPA program page on the Virginia Department of Social Services website. Hard copies of the regulation can be ordered at by filling out this form through this link. Disregard prior versions of Background Checks for Child Welfare Agencies.

Contact your Licensing Inspector with any questions you have.