



Economic Impact Analysis Virginia Department of Planning and Budget

22 VAC 30-10 – Public Participation Guidelines
Department of Rehabilitative Services
September 5, 2007

Summary of the Proposed Amendments to Regulation

The Department of Rehabilitative Services (DRS) proposes to 1) allow individuals to be added to the public participation notification list by registering on the Virginia Regulatory Town Hall, 2) update references to the Code of Virginia, 3) clarify that the entries on the public participation list may be purged by the Commissioner if the address is incorrect, 4) clarify that failure of any individuals to receive regulations should not affect the validity of the regulations, 5) clarify that DRS consider all input received in development of regulations, and 6) clarify that any person or entity may petition to develop a new regulation or amend an existing one, but DRS shall have the sole authority to dispose of the petition.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

One of the proposed changes will allow individuals to be added to the DRS public participation notification list by registering on the Virginia Regulatory Town Hall. The main effect of this proposed change is to provide information to the interested parties that they can easily enroll in the public participation notification list by registering on the Virginia Regulatory Town Hall.

The remaining proposed changes include updating references to the Code of Virginia; clarifying that the entries on the public participation list may be purged by the Commissioner if the address is incorrect; clarifying that failure of any individuals to receive regulations should not affect the validity of the regulations; clarifying that DRS consider all input received in development of regulations; and clarifying that any person or entity may petition to develop a

new regulation or amend an existing one, but DRS shall have the sole authority to dispose of the petition. All of these proposed changes are clarifications and are not expected to create any significant economic effect other than reducing the chances of a potentially costly mistake occurring due to unclear language.

Businesses and Entities Affected

The proposed changes will primarily affect persons and entities listed on the public notification mailing list and could also affect consumer of services provided by DRS. Last year, there were 729 persons and entities on the mailing list and about 28,609 consumers received services from DRS.

Localities Particularly Affected

The proposed regulations apply throughout the Commonwealth.

Projected Impact on Employment

The proposed changes are not anticipated to affect employment.

Effects on the Use and Value of Private Property

The proposed changes are not anticipated to affect the use and value of private property.

Small Businesses: Costs and Other Effects

The proposed changes are not anticipated to have a significant economic effect on small businesses.

Small Businesses: Alternative Method that Minimizes Adverse Impact

The proposed changes are not anticipated to have an adverse effect on small businesses.

Real Estate Development Costs

The proposed changes are not anticipated to affect the real estate development costs.

Legal Mandate

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.H of the Administrative Process Act and Executive Order Number 36 (06). Section 2.2-4007.H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities

to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. Further, if the proposed regulation has adverse effect on small businesses, Section 2.2-4007.H requires that such economic impact analyses include (i) an identification and estimate of the number of small businesses subject to the regulation; (ii) the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the regulation, including the type of professional skills necessary for preparing required reports and other documents; (iii) a statement of the probable effect of the regulation on affected small businesses; and (iv) a description of any less intrusive or less costly alternative methods of achieving the purpose of the regulation. The analysis presented above represents DPB's best estimate of these economic impacts.