



Economic Impact Analysis Virginia Department of Planning and Budget

8 VAC 20-440 – Regulations Governing the Employment of Professional Personnel Department of Education March 1, 2002

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 9-6.14:7.1.G of the Administrative Process Act and Executive Order Number 25 (98). Section 9-6.14:7.1.G 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. The analysis presented below represents DPB's best estimate of these economic impacts.

Summary of the Proposed Regulation

The Board of Education (state board) proposes several amendments for clarification and to conform these regulations with changes to the Code of Virginia. In addition, the state board proposes to allow itself to require a written report and/or or request a representative from the hiring school board to appear when the state board receives a petition from a local school board for action on the license of a teacher who has breached their present contract by accepting a contract with another school board.

Estimated Economic Impact

Pursuant to Section § 22.1-304 of the Code of Virginia and these regulations, the state board may choose to suspend a teacher's license if that teacher has breached their contract without good cause. According to the Department of Education, this is a relatively rare occurrence; in a typical year the state board suspends no licenses due to breach of contract. If the state board receives a petition from a local school board for action on the license of a teacher

who has breached their present contract by accepting a contract with another school board within the Commonwealth, under the proposed language the state board may require a written report and/or request an appropriate representative from the hiring school board to appear before the state board to explain the circumstances that led to the hiring decision before the state board considers any petition action on the license of such teacher. Since the board may already request information from local school boards, the proposed language will not likely significantly affect the rare occurrences when a teacher's license is suspended due to breach of contract.

Businesses and Entities Affected

The proposed amendments potentially affect the approximately 175,000¹ classroom teachers, guidance counselors, principals, assistant principals, school psychologists, and central office staff in Virginia's public school divisions.

Localities Particularly Affected

The proposed amendments affect all localities in the Commonwealth.

Projected Impact on Employment

The proposed amendments are unlikely to have a significant impact on employment.

Effects on the Use and Value of Private Property

The proposed amendments are unlikely to significantly affect the use and value of private property.

¹ Source: Department of Education