



Economic Impact Analysis Virginia Department of Planning and Budget

**22 VAC 40-470 – Exemptions Applicable to Public Assistance Programs
Department of Social Services
June 9, 2013**

Summary of the Proposed Amendments to Regulation

The Board of Social Services (Board) proposes to amend its regulation that governs eligibility exemptions for public assistance programs. Specifically, the Board proposes to amend language so that only the solely state funded assistance program is named in this regulation and to change a Code of Virginia (COV) reference.

Result of Analysis

Benefits likely outweigh costs for these proposed regulatory changes.

Estimated Economic Impact

Currently, this regulation reads, “The value of foreign government restitution payments made to Holocaust survivors on or after August 1, 1994, shall be disregarded in the determination of eligibility or amount of assistance for all public assistance programs as defined in §63.2-100 of the Code of Virginia”. Since all public assistance programs that are covered by this regulation, except for the Auxiliary Grants Program, are funded, in full or in part, by the federal government; an exemption for Holocaust survivor restitution payments is already required for them. The Board now proposes to amend regulatory language so that only the state funded Auxiliary Grant Program is mentioned. The Board also proposes to update a COV citation so that it points to state rules for the Auxiliary Grant Program. No entity is likely to incur costs on account of these changes. Affected entities may benefit from changes to this regulation that increase clarity.

Businesses and Entities Affected

These proposed regulatory changes will affect all Holocaust survivors who started receiving restitution payments from foreign governments after August 1, 1994 and who may be eligible for means-tested public assistance.

Localities Particularly Affected

No locality will be particularly affected by this proposed regulatory action.

Projected Impact on Employment

This regulatory action is unlikely to affect employment in the Commonwealth.

Effects on the Use and Value of Private Property

These proposed regulatory changes are unlikely to affect the use or value of private property in the Commonwealth.

Small Businesses: Costs and Other Effects

No small businesses will be affected by this regulatory action.

Small Businesses: Alternative Method that Minimizes Adverse Impact

No small businesses will be affected by this regulatory action.

Real Estate Development Costs

This regulatory action will likely have no effect on real estate development costs in the Commonwealth.

Legal Mandate

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.04 of the Administrative Process Act and Executive Order Number 14 (10). Section 2.2-4007.04 requires that such economic impact analyses include, but need not be limited to, a determination of the public benefit, 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 an adverse effect on small businesses, Section 2.2-4007.04 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.