



Economic Impact Analysis Virginia Department of Planning and Budget

16 VAC 25-20 – Licensed Asbestos Contractor Notification, Asbestos Project Permits and Permit Fees
Department of Labor and Industry
May 10, 2013

Summary of the Proposed Amendments to Regulation

The Safety and Health Codes Board (Board) proposes to emend its regulations that govern licensed asbestos contractor notification, asbestos project permits and permit fees to eliminate a requirement that the Department of Labor and Industry (DOLI) receive notification of asbestos projects in residential buildings.

Result of Analysis

Benefits likely outweigh costs for this proposed regulatory change.

Estimated Economic Impact

Currently, individuals who are removing asbestos from residential buildings (as defined by these regulations) do not have to pay a fee but do have to provide notification of the project to DOLI. The Board now proposes to amend these regulations so that notification is no longer required for projects in residential buildings that don't require payment of a fee to DOLI. No entity is likely to incur costs on account of this regulatory change. Asbestos contractors, and owners of affected properties, will benefit from not having to spend time notifying DOLI of these residential projects. DOLI will likely also see a slight benefit from not having to process these notifications.

Businesses and Entities Affected

Board staff reports that there are 180 asbestos contractors in the Commonwealth. All of these individuals, plus owners of residential properties that may have asbestos on premises, will likely be affected by this proposed regulatory change.

Localities Particularly Affected

No localities will be particularly affected by these proposed regulations.

Projected Impact on Employment

This proposed regulatory action is unlikely to have any effect on 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 business is likely to incur and additional expense on account of these regulatory changes.

Small Businesses: Alternative Method that Minimizes Adverse Impact

No small business is likely to incur and additional expense on account of these regulatory changes.

Real Estate Development Costs

This regulatory action will likely have little 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.