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Periodic Review and Small Business Impact Findings Where Result is "Retain the Regulation As Is"

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) citation	22VAC40-901
Regulation title	Community Services Block Grant Program
Date	June 19, 2015

This information is required pursuant to Executive Order 17 (2014).

Legal basis

Please identify the state and/or federal legal authority for the regulation, including: 1) the most relevant law and/or regulation; and 2) promulgating entity, i.e., agency, board, or person.

Chapter 54 of Title 2.2 of the Code of Virginia is the Community Action Act. Section 2.2-5408 authorizes the designated agency (Department of Social Services) to adopt regulations detailing the formula for distribution of community action program budget funds. The State Board of Social Services is the promulgating entity for the Department of Social Services.

Alternatives

Please describe all viable alternatives for achieving the purpose of the existing regulation that have been considered as part of the periodic review process. Include an explanation of why such alternatives were rejected and why this regulation is the least burdensome alternative available for achieving the purpose of the regulation.

The agency did not identify alternatives, as there were no public comments or requested amendments. The current regulation is the least burdensome alternative available for achieving the purpose of the program.

Public comment

Please summarize all comments received during the public comment period following the publication of the Notice of Periodic Review, and provide the agency response. Please indicate if an informal advisory group was formed for purposes of assisting in the periodic review.

No comments were received.

Effectiveness

Please indicate whether the regulation meets the criteria set out in Executive Order 17 (2014), e.g., is necessary for the protection of public health, safety, and welfare, and is clearly written and easily understandable.

The regulation is clearly written and understandable and meets all criteria of Executive Order 17. Community Services Block Grant (CSBG) funds support community action activities and other measures designed to identify and deal with the causes of poverty. The CSBG Program is necessary for the protection of public health and welfare of the Commonwealth's most vulnerable citizens.

Result

Please state that the reason why the agency is recommending that the regulation should stay in effect without change.

There were no requests or recommendations for changes to the existing regulation and no public comments were received. Because no significant programmatic reasons to amend the regulation were identified, the agency recommends retaining the regulation with no changes.

Small business impact

In order to minimize the economic impact of regulations on small business, please include, pursuant to § 2.2-4007.1 E and F, a discussion of the agency's consideration of: 1) the continued need for the regulation; 2) the nature of complaints or comments received concerning the regulation from the public; 3) the complexity of the regulation; 4) the extent to which the regulation overlaps, duplicates, or conflicts with federal or state law or regulation; and 5) the length of time since the regulation has been evaluated or the degree to which technology, economic conditions, or other factors have changed in the area affected by the regulation. Also, include a discussion of the basis for the agency's determination to retain the regulation as is, consistent with the stated objectives of applicable law, to minimize the economic impact of regulations on small businesses.

The regulation is necessary to provide the administrative structure for the Virginia Community Action Act, which is required to receive CSBG funds under the Community Service Block Grant Act. No complaints or comments were received during the review. The regulation does not duplicate or conflict with any federal or state law. The regulation has no impact on small business, as it does not include any language that prescribes limitations or requirements on small business. The regulation was last reviewed in 2010 and no changes in technology or other factors impact the regulation. The basis for the decision to retain

the regulation with no change is as follows: there were no requests or recommendations for changes, no public comments were received and no programmatic reasons to amend the regulation were identified.