



Economic Impact Analysis Virginia Department of Planning and Budget

18 VAC 125-15 – Regulations Governing Delegation to an Agency Subordinate
Department of Health Professions
July 17, 2013

Summary of the Proposed Amendments to Regulation

The proposed changes will authorize the Board of Psychology's (Board) chair of the discipline committee to delegate informal fact finding conferences involving violations of standards of practice to an agency subordinate.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

The proposed changes will authorize the Board's chair of the discipline committee in consultation with the Board chair to delegate informal fact finding conferences involving violations of standards of practice to an agency subordinate. The agency subordinate could be a former board member or a former board staff member. The ability to delegate some of the cases is expected to facilitate the scheduling of proceedings, thus helping ensure resolution in a timelier manner and reserve board member time for hearing more serious matters. The Department of Health Professions (DHP) estimates approximately 10 cases per year may be delegated to an agency subordinate. DHP does not anticipate an adverse impact on the quality of the investigations if they are conducted by a subordinate. Thus, no negative impact on health and safety of the public is expected.

Businesses and Entities Affected

These regulations currently apply to 3,572 licensees and certificate holders regulated under the Board. Approximately 10 cases a year involving violations of standards of practice may be delegated to an agency subordinate.

Localities Particularly Affected

The proposed regulations do not affect any locality disproportionately.

Projected Impact on Employment

The proposed changes are expected to shift the administrative responsibilities associated with about 10 informal fact finding conferences per year from Board members to an agency subordinate.

Effects on the Use and Value of Private Property

No significant effect on the use and value of private property is expected.

Small Businesses: Costs and Other Effects

No costs on small businesses are expected. However, in about 10 cases per year, regulated psychology practices that are small businesses may benefit from expedited disciplinary investigations.

Small Businesses: Alternative Method that Minimizes Adverse Impact

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

Real Estate Development Costs

No impact on real estate development costs is expected.

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.