

Office of Regulatory Management
Economic Review Form

Agency name	Department of Agriculture and Consumer Services
Virginia Administrative Code (VAC) Chapter citation(s)	2 VAC 5-620
VAC Chapter title(s)	Requirements Pertaining to the Establishment of the Dangerous Dog Registry
Action title	Amendments to reflect Chapter 464 of the 2021 Acts of Assembly, Special Session I
Date this document prepared	Initially drafted: August 22, 2022 Revised using new ORM form: April 21, 2023 Revised to clarify transfer payment: April 10, 2024
Regulatory Stage (including Issuance of Guidance Documents)	Final, Exempt

Cost Benefit Analysis

Complete Tables 1a and 1b for all regulatory actions. You do not need to complete Table 1c if the regulatory action is required by state statute or federal statute or regulation and leaves no discretion in its implementation.

Table 1a should provide analysis for the regulatory approach you are taking. Table 1b should provide analysis for the approach of leaving the current regulations intact (i.e., no further change is implemented). Table 1c should provide analysis for at least one alternative approach. You should not limit yourself to one alternative, however, and can add additional charts as needed.

Report both direct and indirect costs and benefits that can be monetized in Boxes 1 and 2. Report direct and indirect costs and benefits that cannot be monetized in Box 4. See the ORM Regulatory Economic Analysis Manual for additional guidance.

Table 1a: Costs and Benefits of the Proposed Changes (Primary Option)

<p>(1) Direct & Indirect Costs & Benefits (Monetized)</p>	<ul style="list-style-type: none"> • Chapter 464 of the 2021 Acts of Assembly, Special Session I (“Chapter 464”) amended Section 3.2-6540 of the Comprehensive Animal Care Law (“Law”) to remove the definition of “dangerous dog” and clarify that the term “dog” includes a “hybrid canine,” as defined in the Law, replacing the use of the term “crossbreed.” This regulatory action will amend 2 VAC 5-620 to replace the use of the term “crossbreed” with the term “hybrid.” <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs associated with this amendment to the regulation.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits associated with this amendment to the regulation.</p> <ul style="list-style-type: none"> • Chapter 464 established that, if a dangerous dog adjudication occurs within 60 days of the end of the calendar year, the first dangerous dog registration renewal shall be included in the initial registration at no additional charge to the owner. 2 VAC 5-620 currently provides an exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464. <p>An owner of a dog adjudicated to be dangerous between the 61st and 90th days prior to January 1, who previously would not have had to pay the first registration renewal fee of \$85 but now must pay the first registration renewal fee, will incur an expense as a result of the statutory amendment that necessitates this regulatory amendment. Approximately 100 dogs are added to the dangerous dog registry annually. This amendment may affect an estimated 10 percent of the owners who must register their dogs as dangerous, for a total of \$850 potential cost to owners.</p> <p>Localities may experience an increase in revenue from the owners who will need to pay the registration renewal fee as a result of the statutory amendment that necessitates this regulatory amendment. Approximately 100 dogs are added to the dangerous dog registry annually. This amendment may affect an estimated 10 percent of the owners who must register their dogs as dangerous, for a total of \$850 potential benefit to localities.</p>
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	<p>This shift of money from dog owners to their respective locality is a transfer payment and not considered an overall cost or benefit of the regulation.</p> <p>Direct and Indirect Costs: There are no monetizable indirect costs associated with this amendment.</p> <p>Direct and Indirect Benefits: There are no monetizable indirect benefits associated with this amendment.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0	(b) 0
(3) Net Monetized Benefit	0	
(4) Other Costs & Benefits (Non-Monetized)	<p>Benefits: Less confusion is created when the text of a regulation aligns with related statutory provisions. This regulatory action will amend 2 VAC 5-620 to reflect relevant provisions of Chapter 464.</p>	
(5) Information Sources		

Table 1b: Costs and Benefits under the Status Quo (No change to the regulation)

(1) Direct & Indirect Costs & Benefits (Monetized)	<ul style="list-style-type: none"> Chapter 464 amended Section 3.2-6540 of the Law to remove the definition of “dangerous dog” and clarify that the term “dog” includes a “hybrid canine,” as defined in the Law, replacing the use of the term “crossbreed.” This regulatory action will amend 2 VAC 5-620 to replace the use of the term “crossbreed” with the term “hybrid.” <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs associated with not making this amendment.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits associated with not making this amendment.</p> <ul style="list-style-type: none"> Chapter 464 established that, if a dangerous dog adjudication occurs within 60 days of the end of the calendar year, the first dangerous dog registration renewal shall be included in the initial registration at no additional charge to the owner. 2 VAC 5-620 currently provides an
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	<p>exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464.</p> <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs associated with not making this amendment.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits associated with not making this amendment.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0	(b) 0
(3) Net Monetized Benefit	0	
(4) Other Costs & Benefits (Non-Monetized)	<p>Costs: Maintaining the regulation will result in regulatory text conflicting with statutory text, which will create confusion amongst regulants.</p>	
(5) Information Sources		

Table 1c: Costs and Benefits under Alternative Approach(es)

(1) Direct & Indirect Costs & Benefits (Monetized)	<ul style="list-style-type: none"> Chapter 464 amended Section 3.2-6540 of the Law to remove the definition of “dangerous dog” and clarify that the term “dog” includes a “hybrid canine,” as defined in the Law, replacing the use of the term “crossbreed.” This regulatory action will amend 2 VAC 5-620 to replace the use of the term “crossbreed” with the term “hybrid.” <p>This amendment is necessary to align the regulation with the Law. There is no alternative approach.</p> <ul style="list-style-type: none"> Chapter 464 established that, if a dangerous dog adjudication occurs within 60 days of the end of the calendar year, the first dangerous dog registration renewal shall be included in the initial registration at no additional charge to the owner. 2 VAC 5-620 currently provides an exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464.
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	This amendment is necessary to align the regulation with the Law. There is no alternative approach.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) N/A	(b) N/A
(3) Net Monetized Benefit	N/A	
(4) Other Costs & Benefits (Non-Monetized)	N/A	
(5) Information Sources	N/A	

Impact on Local Partners

Use this chart to describe impacts on local partners. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

Table 2: Impact on Local Partners

(1) Direct & Indirect Costs & Benefits (Monetized)	<ul style="list-style-type: none"> Chapter 464 amended Section 3.2-6540 of Law to remove the definition of “dangerous dog” and clarify that the term “dog” includes a “hybrid canine,” as defined in the Law, replacing the use of the term “crossbreed.” This regulatory action will amend 2 VAC 5-620 to replace the use of the term “crossbreed” with the term “hybrid.” <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs to local partners associated with this amendment to the regulation.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits to local partners associated with this amendment to the regulation.</p> <ul style="list-style-type: none"> Chapter 464 established that, if a dangerous dog adjudication occurs within 60 days of the end of the calendar year, the first dangerous dog registration renewal shall be included in the initial registration at no additional charge to the owner. 2 VAC 5-620 currently provides an exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464.
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	<p>Direct and Indirect Costs: There are no monetizable direct or indirect costs to local partners associated with this amendment to the regulation.</p> <p>Direct Benefits: Local partners may experience a direct benefit from the owners who will need to pay the registration renewal fee as a result of the statutory amendment that necessitates this regulatory amendment. Approximately 100 dogs are added to the dangerous dog registry annually. This amendment may affect an estimated 10 percent of the owners who must register their dogs as dangerous, for a total of \$850 potential benefit to localities.</p> <p>Indirect Benefits: There are no monetizable indirect benefits associated with this amendment.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0	(b) \$850
(3) Other Costs & Benefits (Non-Monetized)	<p>Benefits: Less confusion is created when the text of a regulation aligns with related statutory provisions. This regulatory action will amend 2 VAC 5-620 to reflect relevant provisions of Chapter 464.</p>	
(4) Assistance	<p>There are no direct or indirect costs for local partners associated with the proposed amendments.</p>	
(5) Information Sources		

Impacts on Families

Use this chart to describe impacts on families. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

Table 3: Impact on Families

(1) Direct & Indirect Costs & Benefits (Monetized)	<ul style="list-style-type: none"> Chapter 464 amended Section 3.2-6540 of the Law to remove the definition of “dangerous dog” and clarify that the term “dog” includes a “hybrid canine,” as defined in the Law, replacing the use of the term “crossbreed.” This regulatory action will amend 2 VAC 5-620 to replace the use of the term “crossbreed” with the term “hybrid.” <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs to families associated with this amendment to the regulation.</p>
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	<p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits to families associated with this amendment to the regulation.</p> <ul style="list-style-type: none"> • Chapter 464 established that, if a dangerous dog adjudication occurs within 60 days of the end of the calendar year, the first dangerous dog registration renewal shall be included in the initial registration at no additional charge to the owner. 2 VAC 5-620 currently provides an exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464. <p>Direct Costs: An owner of a dog adjudicated to be dangerous between the 61st and 90th days prior to January 1, who previously would not have had to pay the first registration renewal fee of \$85 but now must pay the first registration renewal fee, will incur a cost as a result of the statutory amendment that necessitates this regulatory amendment. Approximately 100 dogs are added to the dangerous dog registry annually. This amendment may affect an estimated 10 percent of the owners who must register their dogs as dangerous, for a total of \$850 potential cost to owners.</p> <p>Indirect Costs: There are no monetizable indirect costs to families associated with this amendment.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits to families associated with this amendment to the regulation.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$850	(b) 0
(3) Other Costs & Benefits (Non-Monetized)	<p>Benefits: Less confusion is created when the text of a regulation aligns with related statutory provisions. This regulatory action will amend 2 VAC 5-620 to reflect relevant provisions of Chapter 464.</p>	
(4) Information Sources		

Impacts on Small Businesses

Use this chart to describe impacts on small businesses. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

Table 4: Impact on Small Businesses

<p>(1) Direct & Indirect Costs & Benefits (Monetized)</p>	<ul style="list-style-type: none"> Chapter 464 of the 2021 Acts of Assembly, Special Session I (“Chapter 464”) amended Section 3.2-6540 of the Law to remove the definition of “dangerous dog” and clarify that the term “dog” includes a “hybrid canine,” as defined in the Law, replacing the use of the term “crossbreed.” This regulatory action will amend 2 VAC 5-620 to replace the use of the term “crossbreed” with the term “hybrid.” <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs to small businesses associated with this amendment to the regulation.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits to small businesses associated with this amendment to the regulation.</p> <ul style="list-style-type: none"> Chapter 464 established that, if a dangerous dog adjudication occurs within 60 days of the end of the calendar year, the first dangerous dog registration renewal shall be included in the initial registration at no additional charge to the owner. 2 VAC 5-620 currently provides an exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464. <p>Direct and Indirect Costs: There are no monetizable direct or indirect costs to small businesses associated with this amendment to the regulation.</p> <p>Direct and Indirect Benefits: There are no monetizable direct or indirect benefits to small businesses associated with this amendment to the regulation.</p>	
<p>(2) Present Monetized Values</p>	<p>Direct & Indirect Costs</p> <p>(a) 0</p>	<p>Direct & Indirect Benefits</p> <p>(b) 0</p>
<p>(3) Other Costs & Benefits (Non-Monetized)</p>	<p>N/A</p>	

(4) Alternatives	The proposed amendments do not impact small businesses.
(5) Information Sources	

Changes to Number of Regulatory Requirements

Table 5: Regulatory Reduction

For each individual action, please fill out the appropriate chart to reflect any change in regulatory requirements, costs, regulatory stringency, or the overall length of any guidance documents.

Change in Regulatory Requirements

VAC Section(s) Involved	Initial Count	Additions	Subtractions	Total Net Change in Requirements
2 VAC 5-620-20	0	0	0	0
2 VAC 5-620-30	10 D/R; 3 M/R	0	0	0
2 VAC 5-620-50	1 M/R; 3 D/R; 2 D/A	0	0	0
Grand Total of Changes in Requirements:				(M/A): 0
				(D/A): 0
				(M/R): 0
				(D/R): 0

Key:

Please use the following coding if change is mandatory or discretionary and whether it affects externally regulated parties or only the agency itself:

(M/A): Mandatory requirements mandated by federal and/or state statute affecting the agency itself

(D/A): Discretionary requirements affecting agency itself

(M/R): Mandatory requirements mandated by federal and/or state statute affecting external parties, including other agencies

(D/R): Discretionary requirements affecting external parties, including other agencies

Cost Reductions or Increases (if applicable)

VAC Section(s) Involved	Description of Regulatory Requirement	Initial Cost	New Cost	Overall Cost Savings/Increases
2 VAC 5-620-50	This section currently provides an exemption from the first registration renewal if the adjudication occurs within 90 calendar days prior to January 1. This regulatory action will amend 2 VAC 5-620 to reflect the 60-day provision established by Chapter 464. Owners of a dog adjudicated to be dangerous between the 61 st and 90 th days prior to January 1, who previously would not have had to pay the first registration	0	0	0

	renewal fee of \$85 to their respective locality, will now need to pay the first registration renewal fee. This shift of money from these dog owners to their respective locality is a transfer payment and is not considered an overall cost savings or increase.			
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Other Decreases or Increases in Regulatory Stringency (if applicable)

VAC Section(s) Involved	Description of Regulatory Change	Overview of How It Reduces or Increases Regulatory Burden
N/A	N/A	N/A

Length of Guidance Documents (only applicable if guidance document is being revised)

Title of Guidance Document	Original Length	New Length	Net Change in Length
N/A	N/A	N/A	N/A

*If the agency is modifying a guidance document that has regulatory requirements, it should report any change in requirements in the appropriate chart(s).