



Economic Impact Analysis Virginia Department of Planning and Budget

18 VAC 15-20 – Asbestos Licensing Regulations
Department of Professional and Occupational Regulation
February 26, 2008

Summary of the Proposed Amendments to Regulation

The Board of Asbestos, Lead, and Home Inspectors (Board) proposes to amend its asbestos licensing regulation to add relevant Virginia Administrative Code citations. The Board also proposes to clarify that asbestos contractors need only notify building owners (or agents) of the owners' (or agents') legal responsibility to hire an asbestos project monitor once at the beginning of a contractual relationship.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

Current regulation requires asbestos contractors to inform building owners or agents, with whom they have contracted for asbestos removal services, that they (the owners/agents) are required by law to hire an asbestos monitor. Asbestos contractors are also currently required to obtain written acknowledgement that they have passed on the required information.

The Board proposes to amend this regulation to specify that contractors need only give the required information, and receive written acknowledgement, once at the beginning of a term of contract even if that contract covers multiple asbestos removal projects for the same owner/agent. Neither the Department of Professional and Occupational Regulation (DPOR) nor any regulated entity is likely to incur any costs on account of this regulatory change. To the extent that there may have been confusion about whether the same owner/agent needed to be informed of his responsibility multiple times, this regulatory change will provide the benefit of clarity.

Businesses and Entities Affected

These regulatory changes will affect all 176 asbestos contractors that are licensed by the Board.

Localities Particularly Affected

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

Projected Impact on Employment

This regulatory action will likely have no impact on employment in the Commonwealth.

Effects on the Use and Value of Private Property

This regulatory action will likely have no affect on the use or value of private property in the Commonwealth.

Small Businesses: Costs and Other Effects

Small businesses in the Commonwealth are unlikely to incur any costs on account of this regulatory action.

Small Businesses: Alternative Method that Minimizes Adverse Impact

Small businesses in the Commonwealth are unlikely to incur any costs on account of this regulatory action.

Real Estate Development Costs

This regulatory action will likely have no affect 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.H of the Administrative Process Act and Executive Order Number 36 (06). Section 2.2-4007.H requires that such economic impact analyses include, but need not be limited to, 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 adverse effect on small businesses, Section 2.2-4007.H 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.