



## Virginia Department of Planning and Budget **Economic Impact Analysis**

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### **6 VAC 35-170 – Minimum Standards for Research Involving Human Subjects or Records of the Department of Juvenile Justice**

February 20, 2015

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### **Summary of the Proposed Amendments to Regulation**

The Board of Juvenile Justice proposes 1) to reduce the time allotted for decisions for aggregate data requests and 2) to require researchers to submit an annual progress report.

### **Result of Analysis**

There is insufficient data to accurately compare the magnitude of the benefits versus the costs.

### **Estimated Economic Impact**

These regulations establish procedures for coordination, review, approval, and denial of data requests and research proposals involving juveniles within the Commonwealth's juvenile justice system.

One of the proposed changes will reduce the time to make decisions for aggregate data requests from 30 days to 20 days. With this change, researchers will be informed of a decision regarding their request sooner than it is currently.

Another proposed change will require researchers to submit an annual progress report to the Department of Juvenile Justice (DJJ). DJJ reports that the majority of projects are completed within one year and expects to receive only 3-4 annual reports from researchers. Furthermore, DJJ states that the type of information that will be included in the annual report is already required by the Institutional Review Boards and should require minimal to no extra work on the researchers part to comply.

The remaining proposed changes are formatting and clarifying changes reflecting the practices currently followed and are not expected to create any significant economic impact other than improving the clarity of the regulations.

### **Businesses and Entities Affected**

These regulations primarily apply to researchers wishing to analyze data involving juveniles within the Commonwealth's juvenile justice system. In fiscal year 2014, DJJ received six research proposals and approved five of those proposals. In the same time frame, the average daily population in three juvenile correctional centers was 599 and the average daily population in 25 juvenile detention centers was 735. There were also 1,366 placements in 19 juvenile group homes/ shelter care facilities.

### **Localities Particularly Affected**

The regulations apply throughout the Commonwealth.

### **Projected Impact on Employment**

The proposed amendments are not expected to significantly affect employment.

### **Effects on the Use and Value of Private Property**

The proposed amendments are not expected to affect the use and value of private property.

### **Small Businesses: Costs and Other Effects**

The proposed amendments are not expected to affect small businesses.

### **Small Businesses: Alternative Method that Minimizes Adverse Impact**

The proposed amendments are not expected to adversely affect small businesses.

### **Real Estate Development Costs**

The proposed amendments are not expected to affect real estate development costs.

### **Legal Mandate**

**General:** The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007.04 of the Code of Virginia and Executive Order Number 17 (2014). Section 2.2-4007.04 requires that such economic impact analyses determine the public benefits and costs of the proposed amendments. Further the report should include but not be limited to:

- the projected number of businesses or other entities to whom the proposed 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.

**Small Businesses:** If the proposed regulation will have an adverse effect on small businesses, § 2.2-4007.04 requires that such economic impact analyses include:

- an identification and estimate of the number of small businesses subject to the proposed regulation,
- the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the proposed regulation, including the type of professional skills necessary for preparing required reports and other documents,
- a statement of the probable effect of the proposed regulation on affected small businesses, and
- a description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation.

Additionally, pursuant to § 2.2-4007.1, if there is a finding that a proposed regulation may have an adverse impact on small business, the Joint Commission on Administrative Rules (JCAR) is notified at the time the proposed regulation is submitted to the *Virginia Register of Regulations* for publication. This analysis shall represent DPB's best estimate for the purposes of public review and comment on the proposed regulation.

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