

Office of Regulatory Management
Economic Review Form

Agency name	Virginia Department for Aging and Rehabilitative Services
Virginia Administrative Code (VAC) Chapter citation(s)	22VAC30-20
VAC Chapter title(s)	Provision of Vocational Rehabilitation Services
Action title	Amend Regulations Following Periodic Review
Date this document prepared	May 1, 2024
Regulatory Stage (including Issuance of Guidance Documents)	Fast Track

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)

(1) Direct & Indirect Costs & Benefits (Monetized)	Direct Costs: \$0 Indirect Costs: \$0 Direct Benefits: \$0 Indirect Benefits: \$0	
(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)	The proposed changes are designed to ensure that vocational rehabilitation (VR) services are provided in a manner that comports with federal regulations and guidance, to clarify and update terminology and citations, and to further operational and administrative efficiencies for the agency. The Rehabilitation Services Administration has been in the process of auditing states, with particular attention to changes brought about by the Workforce Innovation and Opportunity Act (WIOA). It is expected that Virginia’s turn will occur soon as one of the few remaining states to be audited. Regulations that are not in tune with federal requirements could result in audit findings and other potential ramifications.	
(5) Information Sources		

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

(1) Direct & Indirect Costs & Benefits (Monetized)	Direct Costs: \$0 Indirect Costs: \$0 Direct Benefits: \$0 Indirect Benefits: \$0	
(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)	Not amending the regulation could jeopardize the receipt of federal funding for VR services as some revisions are needed to ensure compliance with federal laws and regulations and to meet the Commonwealth’s obligation to expend at least 15% of federal VR funding on Pre-ETS. The Rehabilitation Services Administration has been in the process of auditing states, with particular attention to changes brought about by the Workforce Innovation and Opportunity Act (WIOA). It is expected that Virginia’s turn will occur soon as one of the few remaining states to be audited. Regulations that are not in tune with federal requirements could result in audit findings and other potential ramifications.
(5) Information Sources	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	Direct Costs: \$0 Indirect Costs: \$0 Direct Benefits: \$0 Indirect Benefits: \$0	
(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)	There are no alternatives as amending the existing regulation is the least burdensome method to accomplish this purpose while ensuring compliance with federal requirements for the VR program. Federal law applies to agency operations and aligning Virginia’s regulations would simplify and streamline the process for the public.	
(5) Information Sources		

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)	There is no impact on local partners. Direct Costs: \$0 Indirect Costs: \$0 Direct Benefits: \$0 Indirect Benefits: \$0	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0
(3) Other Costs & Benefits (Non-Monetized)		
(4) Assistance		
(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)	Direct Costs: \$0 Indirect Costs: \$0 Direct Benefits: \$0
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	<p>While difficult to monetize, the revisions clarify language and provide transparency in agency operations and further agency efficiencies intended to benefit clients, advocates, and the public.</p> <p>The revisions in 22VAC30-20-160 around financial participation will support the agency’s efforts to comply with WIOA VR expenditure requirements and reduce the burden on clients who receive several sub-types of VR services (e.g., auxiliary aid services, job-related services, Pre-ETS, and paid work experiences). Additionally, DARS anticipates implementing related changes with particularly negligible impact due to the low number of affected clients. For example, the number of clients placed into the type of paid work experiences that would be impacted by the proposed changes are 9, 2, and 3 in FFY 2022, 2023, and 2024 (to date), respectively.</p> <p>Indirect Benefits: \$0</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0
(3) Other Costs & Benefits (Non-Monetized)	<p>Receiving VR services can be life changing for individuals with disabilities and their families. The VR program supports the independence and self-sufficiency of individuals with disabilities who seek employment. The services provided through the VR program are instrumental in assisting individuals with disabilities to not only get a job but maintain or advance in employment, thus increasing their independence and self-sufficiency. These amendments are intended to generally benefit VR clients, and provide improved clarity for clients, advocates, and the public. In addition, they help to conform with Virginia regulations with federal regulations and guidance to ensure smooth service delivery to individuals with disabilities and their families.</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

(1) Direct & Indirect Costs & Benefits (Monetized)	<p>There is no impact on small businesses.</p> <p>Direct Costs: \$0</p>	
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	Indirect Costs: \$0 Direct Benefits: \$0 Indirect Benefits: \$0	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0
(3) Other Costs & Benefits (Non-Monetized)		
(4) Alternatives		
(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*	Authority of Change	Initial Count	Additions	Subtractions	Total Net Change in Requirements
10	(M/A):	48	0		0
90	(D/A):	32	0	-1	-1
120	(M/R):	1	0		0
160	(D/R):	15	0		0
Grand Total of Changes in Requirements:					(M/A): 0 (D/A): -1 (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

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
22VAC30-20-160	Removes the financial participation requirements for some VR service sub-types	This change conforms to federal requirements and furthers agency efficiencies intended to benefit clients, advocates, and the public.

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

Title of Guidance Document	Original Word Count	New Word Count	Net Change in Word Count

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