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## Periodic Review and Small Business Impact Review Report of Findings

<b>Agency name</b>	State Board of Social Services
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	<u>22 VAC 40-901</u>
<b>VAC Chapter title(s)</b>	Community Services Block Grant Program
<b>Date this document prepared</b>	November 26, 2024

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19, the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

## Acronyms and Definitions

*Define all acronyms used in this Report, and any technical terms that are not also defined in the "Definitions" section of the regulation.*

No additional acronyms were added to this report, or technical terms requiring definition.

## Legal Basis

*Identify (1) the promulgating agency, and (2) the state and/or federal legal authority for the regulatory change, including the most relevant citations to the Code of Virginia or Acts of Assembly chapter number(s), if applicable. Your citation must include a specific provision, if any, authorizing the promulgating agency to regulate this specific subject or program, as well as a reference to the agency's overall regulatory authority.*

Section 63.2-217 of the Code of Virginia provides the State Board of Social Services the general authority to promulgate regulations to carry out the purpose of Title 63.2. Chapter 54 (§ 2.2-5400 et seq.) of Title 2.2 addresses the Community Action Act and provides that the Secretary of Health and Human

Resources shall designate an agency to administer the Community Action Act. The Department of Social Services is the designated agency.

**Alternatives to Regulation**

*Describe any viable alternatives for achieving the purpose of the regulation that were considered as part of the periodic review. Include an explanation of why such alternatives were rejected and why this regulation is the least burdensome alternative available for achieving its purpose.*

VDSS did not consider any alternatives to the current regulation. This regulation is least burdensome in that it will require no changes to current policies and procedures, and any amendments to be considered will be for possible clarification and not for additional burden.

**Public Comment**

*Summarize all comments received during the public comment period following the publication of the Notice of Periodic Review and provide the agency’s response. Be sure to include all comments submitted: including those received on Town Hall, in a public hearing, or submitted directly to the agency. Indicate if an informal advisory group was formed for purposes of assisting in the periodic review.*

Commenter	Comment	Agency response
	No comments were received	

**Effectiveness**

*Pursuant to § 2.2-4017 of the Code of Virginia, indicate whether the regulation meets the criteria set out in the ORM procedures, including why the regulation is (a) necessary for the protection of public health, safety, and welfare, and (b) is clearly written and easily understandable.*

The regulation is clearly written and understandable, and meets the criteria set out in the ORM procedures. The regulation is necessary in that it provides the administrative framework for the Community Services Block Grant program, which is wholly focused on the identification of community needs of individuals in poverty, and the development/delivery of programs/services/partnerships to address those serious community and individual needs. The regulation is clearly written and understandable.

**Decision**

*Explain the basis for the promulgating agency’s decision (retain the regulation as is without making changes, amend the regulation, or repeal the regulation).*

*If the result of the periodic review is to retain the regulation as is, complete the ORM Economic Impact form.*

The recommendation is to amend. Amendments will include updating federal Code references.

### Small Business Impact

*As required by § 2.2-4007.1 E and F of the Code of Virginia, discuss the agency's consideration of: (1) the continued need for the regulation; (2) the nature of complaints or comments received concerning the regulation; (3) the complexity of the regulation; (4) the extent to which the regulation overlaps, duplicates, or conflicts with federal or state law or regulation; and (5) the length of time since the regulation has been evaluated or the degree to which technology, economic conditions, or other factors have changed in the area affected by the regulation. Also, discuss why the agency's decision, consistent with applicable law, will minimize the economic impact of regulations on small businesses.*

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The regulation is required to provide the administrative structure for the Virginia Community Action Act, which is required to receive Community Service Block Grant funds under the Community Service Block Grant Act. No comments were received. It does not duplicate or conflict with any federal or state law. Any changes in technology or economic conditions would not be hindered by maintaining the current regulation. The current regulation contains no language that would create economic impact on small businesses, and no amendment to be considered would create economic impact on small businesses.

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