



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

6 VAC 35-140 – Standards for Juvenile Residential Facilities
Department of Juvenile Justice
April 3, 2014

Summary of the Proposed Amendments to Regulation

The Board of Juvenile Justice (Board) proposes to repeal its regulation that, until recently, governed Standards for Juvenile Residential Facilities (6 VAC 35-140).

Result of Analysis

Benefits likely outweigh costs for this proposed regulatory change.

Estimated Economic Impact

The Board of Juvenile Justice (Board) proposes to repeal its regulation that, until recently, governed Standards for Juvenile Residential Facilities (6 VAC 35-140). The Board has replaced these standards with a Regulation Governing Juvenile Group Homes and Halfway Houses (6 VAC 35-41), a Regulation Governing Juvenile Correctional Centers (6 VAC 35-71) and a Regulation Governing Juvenile Secure Detention Centers (6 VAC 35-101), all of which became effective January 1, 2014.

Because the standards in 6 VAC 35-140 are now obsolete, no affected entity is likely to incur costs on account of this repeal. Affected entities are likely to benefit from this action as it will remove a potential source of confusion from the Virginia Administrative Code.

Businesses and Entities Affected

Board staff reports that, until recently, these standards affected four state operated juvenile correctional centers, 24 locally operated juvenile secure detention centers and 19 group homes.

Localities Particularly Affected

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

Projected Impact on Employment

This regulatory action is unlikely to have any impact on employment in the Commonwealth.

Effects on the Use and Value of Private Property

This regulatory action is unlikely to have any effect on the use or value of private property.

Small Businesses: Costs and Other Effects

No small businesses will incur costs on account of this regulatory action.

Small Businesses: Alternative Method that Minimizes Adverse Impact

No small businesses will incur costs on account of this regulatory action.

Real Estate Development Costs

This regulatory action will likely have no effect on real estate development costs in the Commonwealth.

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 14 (2010). 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.

AMH

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