



Economic Impact Analysis Virginia Department of Planning and Budget

**22 VAC 40-100 – Minimum Standards for Licensed Child Caring Institutions
Department of Social Services
April 2, 2013**

Summary of the Proposed Amendments to Regulation

The State Board of Social Services (Board) proposes to amend its regulations that govern licensed child caring institutions so that it is clear the statutory authority for this licensure program emanates from §63.1 of the Code of Virginia *as it existed on January 1, 1987*.

Result of Analysis

Benefits likely outweigh costs for all proposed changes.

Estimated Economic Impact

Current regulations list the Code of Virginia Title which defined child caring institutions and gave the Board authority to license them. Since this Code section has since been repealed, and is no longer in the Code of Virginia, the current regulations can be confusing for individuals that use the code citations listed to try and find the authorizing legislation. To make these regulations more clear, the Board proposes to specify the version of the Code of Virginia that is being referenced. Although this addition will not make it any easier for interested individuals to find the statutory authorization for this licensure program in the Code of Virginia, it will make it clearer why that Code section is so hard to track down.

Businesses and Entities Affected

Board staff reports there are currently seven licensed child caring institutions in the Commonwealth.

Localities Particularly Affected

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

Projected Impact on Employment

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

Effects on the Use and Value of Private Property

These proposed regulatory changes are unlikely to affect the use or value of private property in the Commonwealth.

Small Businesses: Costs and Other Effects

No small business is likely to incur any costs on account of this regulatory action.

Small Businesses: Alternative Method that Minimizes Adverse Impact

No small business is likely to incur any 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

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.04 of the Administrative Process Act and Executive Order Number 14 (10). Section 2.2-4007.04 requires that such economic impact analyses include, but need not be limited to, a determination of the public benefit, 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 an adverse effect on small businesses, Section 2.2-4007.04 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.