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## Exempt Action Final Regulation Agency Background Document

<b>Agency name</b>	State Board of Social Services
<b>Virginia Administrative Code (VAC) citation(s)</b>	22VAC40-151
<b>Regulation title(s)</b>	Standards For Licensed Children's Residential Facilities
<b>Action title</b>	Amend Children's Residential Facilities to Conform with Code
<b>Final agency action date</b>	August 16, 2017
<b>Date this document prepared</b>	August 16, 2017

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA) or an agency's basic statute, the agency is not required, however, is encouraged to provide information to the public on the Regulatory Town Hall using this form. Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 17 (2014) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

### Brief summary

*Please provide a brief summary of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.*

The regulatory change will bring the Standards For Licensed Children's Residential Facilities into conformity with § 63.2-1701 of the Code of Virginia, to comply with Chapter 196 of the 2017 Acts of Assembly (HB 2156). The legislation amends the definition of a person who operates or maintains a child welfare agency to include individual; corporation; partnership; association; limited liability company; local government; state agency, including any department, institution, authority, instrumentality, board, or other administrative agency of the Commonwealth; or other legal or commercial entity that operates or maintains a child welfare agency. The definition of "applicant" and "provider or licensee or sponsor" is changed with this regulatory action.

### Statement of final agency action

*Please provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.*

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The State Board of Social Services approved the exempt action to amend the regulation Standards For Licensed Children's Residential Facilities, 22VAC40-151, on August 16, 2017.

### Family impact

*Please assess the impact of this regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.*

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The change to this regulation will not impact the institution of the family and family stability as the change is technical in nature. The change will neither strengthen or erode the authority or rights of parents, nor encourage or discourage self-sufficiency, self-pride or the assumption of responsibility for one's self, or others. There should be no impact on marital commitment. There is no anticipated change to disposable family income as a result of this regulatory action. The Department has no discretion in this action as it is the result of a Code change.