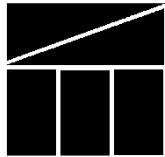


Adverse impact notification sent to Joint Commission on Administrative Rules, House Committee on Appropriations, and Senate Committee on Finance (COV § 2.2-4007.04.C): Yes Not Needed

If/when this economic impact analysis (EIA) is published in the *Virginia Register of Regulations*, notification will be sent to each member of the General Assembly (COV § 2.2-4007.04.B).



Virginia Department of Planning and Budget Economic Impact Analysis

8 VAC 20-590 Minimum Standards for the Accreditation of Child Day Programs Serving Children of Preschool Age or Younger in Public Schools

8 VAC 20-600 Minimum Standards for the Accreditation of Child Day Programs Serving School Age Children Offered in Public Schools

Department of Education

Town Hall Action/Stage: 5038 / 8258

May 10, 2018

Summary of the Proposed Amendments to Regulation

Chapter 442 of the 2016 Acts of the General Assembly (Chapter 442)¹ eliminated Code of Virginia language requiring these regulations. Consequently, the Board of Education (Board) proposes to repeal 8 VAC 20-590 and 8 VAC 20-600.

Result of Analysis

The benefits likely exceed the costs for all proposed amendments.

Estimated Economic Impact

According to the Department of Education, in practice the requirements of these regulations have been duplicative of 8 VAC 20-131 *Regulations Establishing Standards for Accrediting Public Schools in Virginia*. Staff at local school divisions that have child day programs have had to produce documents and prepare for visits from two sets of DOE staff, for 8 VAC 20-131 and for these regulations. By repealing these regulations, local school divisions that have child day programs no longer have to spend staff time preparing documents and for visits from DOE staff to obtain accreditation under these regulations. Eliminating the duplicative

¹ See <http://leg1.state.va.us/cgi-bin/legp504.exe?161+ful+CHAP0442>

efforts saves significant staff time for the school divisions without compromising safety or quality assurance.

Businesses and Entities Affected

The proposed amendments affect the 11 school divisions that have child day programs.²

Localities Particularly Affected

The local school divisions with child day programs are for the Cities of Buena Vista, Charlottesville, Falls Church, Manassas, Norfolk, and Richmond; and the Counties of Albemarle, Arlington, Charlotte, Fluvanna, and Southampton.³

Projected Impact on Employment

The proposed amendments do not significantly affect employment.

Effects on the Use and Value of Private Property

The proposed amendments do not affect the use and value of private property.

Real Estate Development Costs

The proposed amendments do not affect real estate development costs.

Small Businesses:

Definition

Pursuant to § 2.2-4007.04 of the Code of Virginia, small business is defined as “a business entity, including its affiliates, that (i) is independently owned and operated and (ii) employs fewer than 500 full-time employees or has gross annual sales of less than \$6 million.”

Costs and Other Effects

The proposed amendments do not affect small businesses.

Alternative Method that Minimizes Adverse Impact

The proposed amendments do not adversely affect small businesses.

Adverse Impacts:

Businesses:

The proposed amendments do not adversely affect businesses.

² Source: Department of Education. The data is from 2016, the most recent year available.

³ Ibid.

Localities:

The proposed amendments do not adversely affect localities.

Other Entities:

The proposed amendments do not adversely affect other entities.

Legal Mandates

General: The Department of Planning and Budget has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007.04 of the Code of Virginia (Code) and Executive Order Number 17 (2014). Code § 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: (1) the projected number of businesses or other entities to whom the proposed regulatory action would apply, (2) the identity of any localities and types of businesses or other entities particularly affected, (3) the projected number of persons and employment positions to be affected, (4) the projected costs to affected businesses or entities to implement or comply with the regulation, and (5) the impact on the use and value of private property.

Adverse impacts: Pursuant to Code § 2.2-4007.04(C): In the event this economic impact analysis reveals that the proposed regulation would have an adverse economic impact on businesses or would impose a significant adverse economic impact on a locality, business, or entity particularly affected, the Department of Planning and Budget shall advise the Joint Commission on Administrative Rules, the House Committee on Appropriations, and the Senate Committee on Finance within the 45-day period.

If the proposed regulatory action may have an adverse effect on small businesses, Code § 2.2-4007.04 requires that such economic impact analyses include: (1) an identification and estimate of the number of small businesses subject to the proposed regulation, (2) 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, (3) a statement of the probable effect of the proposed regulation on affected small businesses, and (4) a description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation. Additionally, pursuant to Code § 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 shall be notified.