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Periodic Review and Small Business Impact Findings Where Result is "Retain the Regulation As Is"

Agency name	Department of Corrections
Virginia Administrative Code (VAC) citation	6 VAC15-28
Regulation title	Regulations for Public/Private Joint Venture Work Programs Operated in a State Correctional Facility
Date	January 28, 2016

This information is required pursuant to Executive Order 17 (2014).

Legal basis

Code of Virginia Section §53.1-5 and §53.1-45.1

Alternatives

There are no known alternatives to govern agreements between the Director of the Department of Corrections and a public or private entity to operate a work program in a state correctional facility for inmates confined in it.

Public comment

No public comments were received when notice of this periodic review was published in the November 30, 2015 edition of the Virginia Register.

Effectiveness

6 VAC15-28, Regulations for Public/Private Joint Venture Work Programs Operated in a State Correctional Facility, meets the criteria set out in Executive Order 17 (2014) in that it is necessary to govern agreements between the Director of the Department of Corrections and a public or private entity to operate a work program in a state correctional facility for inmates confined in it. This regulation has proven effective in meeting this need and is deemed to be clearly written and easily understandable.

Result

The Department of Corrections is recommending that 6 VAC15-28, Regulations for Public/Private Joint Venture Work Programs Operated in a State Correctional Facility should stay in effect without change as there have been no changes in relevant statutes.

Small business impact

6 VAC15-28, Regulations for Public/Private Joint Venture Work Programs Operated in a State Correctional Facility, is necessary to govern agreements between the Director of the Department of Corrections and a public or private entity to operate a work program in a state correctional facility for inmates confined in it. There have been no complaints or comments received from the public concerning the regulation. The regulation is not deemed to be overly complex nor does it overlap, duplicate, or conflict with federal or state law or regulation. Technology, economic conditions, or other factors have not significantly changed in the area affected by the regulation since it was last updated in 2011. There is no known small business impact of this regulation as its only function is to govern agreements between the Director of the Department of Corrections and a public or private entity.