

Office of Regulatory Management
Economic Review Form

Agency name	Board of Medicine, Department of Health Professions
Virginia Administrative Code (VAC) Chapter citation(s)	18VAC85-80
VAC Chapter title(s)	Regulations Governing the Practice of Occupational Therapy
Action title	Implementation of Compact
Date this document prepared	August 8, 2023
Regulatory Stage (including Issuance of Guidance Documents)	Final

Cost Benefit Analysis

Complete Tables 1a and 1b for all regulatory actions. You do not need to complete Table 1c if the regulatory action is required by state statute or federal statute or regulation and leaves no discretion in its implementation.

Table 1a should provide analysis for the regulatory approach you are taking. Table 1b should provide analysis for the approach of leaving the current regulations intact (i.e., no further change is implemented). Table 1c should provide analysis for at least one alternative approach. You should not limit yourself to one alternative, however, and can add additional charts as needed.

Report both direct and indirect costs and benefits that can be monetized in Boxes 1 and 2. Report direct and indirect costs and benefits that cannot be monetized in Box 4. See the ORM Regulatory Economic Analysis Manual for additional guidance.

Table 1a: Costs and Benefits of the Proposed Changes (Primary Option)

(1) Direct & Indirect Costs & Benefits (Monetized)	The only impactful change is an imposition of a fee to issue a compact privilege to practice in the Commonwealth. The alternative is that occupational therapists (“OTs”) and occupational therapy assistants (“OTAs”) must apply for full licensure. The Board must amend regulations to be able to issue a compact privilege and stay compliant with the Compact. This change will allow OTs and OTAs to practice in Virginia without having to pay the full cost of licensure (which is required without the Compact).	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$75 for OTs; \$40 for OTAs (cost of compact privilege)	\$55 OTs; \$30 for OTAs (Regular License = \$130 OT, \$70 OTA)
(3) Net Monetized Benefit	\$20 for OTs; -\$10 for OTAs	
(4) Other Costs & Benefits (Non-Monetized)	This analysis seems to show no benefit using the instructions above. However, OTs and OTAs who wish to practice in Virginia under the Compact can clearly obtain a compact privilege for less cost than a Virginia license.	
(5) Information Sources		

Table 1b: Costs and Benefits under the Status Quo (No change to the regulation)

(1) Direct & Indirect Costs & Benefits (Monetized)	If the amendments are not approved, Virginia is non-compliant with the Compact. Any OTs and OTAs with licenses outside of Virginia who wish to work in the Commonwealth must apply for licensure using standard fees. In addition to the fees, there will be additional costs to gathering documents and submitting everything needed for licensure	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$130 for OTs; \$70 for OTAs. Plus additional costs associated with filing a full application for initial licensure. Unable to calculate those.	(b) \$0 for OTs; \$0 for OTAs
(3) Net Monetized Benefit	-\$130 for OTs; -\$70 for OTAs	

(4) Other Costs & Benefits (Non-Monetized)	Any costs passed on to licensed OTs and OTAs, and future licensees, related to costs the Board must pay to the OT Compact for non-compliance following 2020 legislation which entered Virginia into the Compact.
(5) Information Sources	

Table 1c: Costs and Benefits under Alternative Approach(es)

(1) Direct & Indirect Costs & Benefits (Monetized)	There is no alternative approach. The Board must amend regulations to issue compact privileges	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) N/A	(b) N/A
(3) Net Monetized Benefit	N/A	
(4) Other Costs & Benefits (Non-Monetized)	N/A	
(5) Information Sources		

Impact on Local Partners

Use this chart to describe impacts on local partners. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

Table 2: Impact on Local Partners

(1) Direct & Indirect Costs & Benefits (Monetized)	There is no impact on local partners	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) N/A	(b) N/A

(3) Other Costs & Benefits (Non-Monetized)	N/A
(4) Assistance	
(5) Information Sources	

Impacts on Families

Use this chart to describe impacts on families. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

Table 3: Impact on Families

(1) Direct & Indirect Costs & Benefits (Monetized)	There is no impact on families.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) N/A	(b) N/A
(3) Other Costs & Benefits (Non-Monetized)	N/A	
(4) Information Sources		

Impacts on Small Businesses

Use this chart to describe impacts on small businesses. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

Table 4: Impact on Small Businesses

(1) Direct & Indirect Costs & Benefits (Monetized)	There is no impact on small businesses. These changes apply only to OTs and OTAs wishing to obtain a compact privilege to practice in Virginia. Theoretically some OTs and OTAs with a compact privilege may work in small businesses, but the Board has no way to know the number that will nor calculate anything based on that speculative number	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits

	(a) N/A	(b) N/A
(3) Other Costs & Benefits (Non-Monetized)	N/A	
(4) Alternatives	N/A	
(5) Information Sources		

Changes to Number of Regulatory Requirements

Table 5: Regulatory Reduction

For each individual action, please fill out the appropriate chart to reflect any change in regulatory requirements, costs, regulatory stringency, or the overall length of any guidance documents.

Change in Regulatory Requirements

VAC Section(s) Involved	Initial Count	Additions	Subtractions	Net Change
85-80	123	3	0	+3 (GA mandated)

Cost Reductions or Increases (if applicable)

VAC Section(s) Involved	Description of Regulatory Requirement	Initial Cost	New Cost	Overall Cost Savings/Increases

Other Decreases or Increases in Regulatory Stringency (if applicable)

VAC Section(s) Involved	Description of Regulatory Change	Overview of How It Reduces or Increases Regulatory Burden

Length of Guidance Documents (only applicable if guidance document is being revised)

Title of Guidance Document	Original Length	New Length	Net Change in Length