



Economic Impact Analysis Virginia Department of Planning and Budget

12 VAC 35-220 – Certification Requirements for Early Intervention Professionals and Early Intervention Specialists
Department of Behavioral Health and Developmental Services
October 16, 2012

Summary of the Proposed Amendments to Regulation

Pursuant to Virginia Code § 2.2-5304 and Chapter 890 of the 2011 Virginia Acts of Assembly (Budget Bill Item 304#Q), the State Board of Behavioral Health and Developmental Services (Board) proposes to establish the certification requirements for early intervention case managers.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

The current emergency regulations governing the certification requirements of early intervention case managers have been in effect since February 1, 2012. As of July 2012, 389 professionals have been certified as early intervention case managers with no identified regulatory problems. The Board proposes no changes to the emergency regulations that are currently in force.

The regulations provide practitioners the opportunity to qualify for Medicaid reimbursement and reflect federal and state requirements. The proposed regulations help provide funding for services for children age three and younger by establishing reasonable certification requirements. Thus, the proposed regulations produce a net benefit.

Businesses and Entities Affected

The proposed amendments affect the approximately 70 small businesses that provide early intervention services in the Commonwealth, as well as the children and families for whom they provide services.

Localities Particularly Affected

The proposed amendments do not disproportionately affect particular localities.

Projected Impact on Employment

The proposal amendments may positively affect employment at the approximately 70 small businesses that provide early intervention services in the Commonwealth.

Effects on the Use and Value of Private Property

The proposed amendments may moderately increase the value of the approximately 70 small businesses that provide early intervention services in the Commonwealth.

Small Businesses: Costs and Other Effects

The proposed amendments do not add costs for small businesses.

Small Businesses: Alternative Method that Minimizes Adverse Impact

The proposed amendments do not adversely affect small businesses.

Real Estate Development Costs

The proposed amendments will not affect real estate development costs.

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, 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 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.