



## Economic Impact Analysis Virginia Department of Planning and Budget

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### 8 VAC 20-430 – Rules Governing Contractual Agreements with Professional Personnel Department of Education September 9, 2004

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The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.G of the Administrative Process Act and Executive Order Number 21 (02). Section 2.2-4007.G 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. The analysis presented below represents DPB's best estimate of these economic impacts.

### Summary of the Proposed Regulation

The Board of Education (board) proposes to repeal these regulations.

### Estimated Economic Impact

The rules within these regulations are also addressed in *Regulations Governing the Employment of Professional Personnel*, 8 VAC 20-440. With one exception there are no conflicts between the regulations. These regulations state, "In calculating probationary terms of service for teachers, principals, and supervisors, employment for **180**<sup>1</sup> or more teaching days during one school year shall constitute a single year of service." In contrast, *Regulations Governing the Employment of Professional Personnel* state that "For the purpose of calculating the three years of service required to attain continuing contract status, at least **160**<sup>2</sup> contractual teaching days during the school year shall be deemed the equivalent of one year of service by the

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<sup>1</sup> The regulations do not include the bold emphasis.

<sup>2</sup> The *Regulations Governing the Employment of Professional Personnel* do not include the bold emphasis.

teacher.” The board and the Department of Education have been applying *Regulations Governing the Employment of Professional Personnel*, and have considered these regulations obsolete in practice. Since the minimum of 160 contractual teaching days for counting toward a year of probationary service in *Regulations Governing the Employment of Professional Personnel* is less stringent than the minimum of 180 days in these regulations, it is unlikely that a party would challenge the 160-day minimum requirement due to it conflicting with the 180-day minimum requirement. Thus, the repeal of these regulations will have no impact beyond reducing potential confusion.

### **Businesses and Entities Affected**

Since these regulations have been obsolete and the largely congruent *Regulations Governing the Employment of Professional Personnel* have been applied in their stead, repealing these regulations will not affect any businesses or entities beyond reducing potential confusion among the staff of the 131 school divisions in the Commonwealth.

### **Localities Particularly Affected**

Repealing these regulations does not particularly affect specific localities.

### **Projected Impact on Employment**

Repealing these regulations does not affect employment.

### **Effects on the Use and Value of Private Property**

Repealing these regulations does not affect the use and value of private property.