

Office of Regulatory Management
Economic Review Form

DEQ	Water Permitting Division
Virginia Administrative Code (VAC) Chapter citation(s)	Not applicable
VAC Chapter title(s)	Not applicable
Guidance Document title	Repeal of GM19-2003 – Virginia Water Protection Permit Manual - and creation of GM24-2005 - Virginia Water Protection (VWP) Permit Program Manual Supplemental Guidance
Date this document prepared	August 12, 2024
Regulatory Stage (including Issuance of Guidance Documents)	Issuance of replacement guidance document

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)

<p>(1) Direct & Indirect Costs & Benefits (Monetized)</p>	<p>Direct Costs:</p> <p>There are no direct costs to the regulated community or DEQ as a result of this action.</p> <p>Indirect Costs:</p> <p>There are no indirect costs to the regulated community or DEQ as a result of this action.</p> <p>Direct Benefits:</p> <p>This guidance document streamlines relevant information for the regulated community. This action will also save DEQ staff time to prepare, review, and notice revisions to the existing guidance on a continuous basis to capture procedural directions to staff for completing work assignments. The replacement guidance should only require updating when corresponding amendments to regulations are made or major policy decisions occur, which are expected to be less than once per year on average.</p> <p>Indirect Benefits:</p> <p>The replacement guidance supports government process transparency efforts advocated by the Commonwealth of Virginia. This replacement guidance will also assist staff and the public with better understanding of the VWP Permit Program processes.</p>	
<p>(2) Present Monetized Values</p>	<p>Direct & Indirect Costs</p> <p>(a) Direct: N/A</p> <p>Indirect: N/A</p>	<p>Direct & Indirect Benefits</p> <p>(b) Direct: Less staff time used for continual revisions to official guidance and makes it easier for the regulated community to find information.</p> <p>Indirect: N/A</p>
<p>(3) Net Monetized Benefit</p>	<p>Unable to monetize.</p>	

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

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

(1) Direct & Indirect Costs & Benefits (Monetized)	<p>Direct Costs:</p> <p>The existing guidance document, GM19-2003, contains many aspects that do not meet the statutory definition of guidance. Parts of the Virginia Water Protection (VWP) Permit Manual that meet the definition of guidance must be produced as agency guidance. Because the existing, lengthy official guidance is not useful to the regulated public, the status quo is not beneficial.</p> <p>Maintaining the existing, lengthy official guidance takes staff time away from other work tasks. The replacement guidance should only require updating when corresponding amendments to regulations are made or major policy decisions occur, which are expected to be less than once per year on average.</p> <p>Indirect Costs:</p> <p>The lengthy existing guidance is more difficult for the regulated community to use.</p> <p>Direct Benefits:</p> <p>There are no direct benefits to the status quo.</p> <p>Indirect Benefits:</p> <p>There are no indirect benefits to the status quo.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) Unable to monetize direct costs.	(b) None.
(3) Net Monetized Benefit	Unable to monetize.	

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

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

(1) Direct & Indirect Costs & Benefits (Monetized)	<p>Direct Costs:</p> <p>Parts of the Virginia Water Protection (VWP) Permit Manual that meet the definition of guidance must be produced as agency guidance, thus no alternative was identified.</p> <p>Indirect Costs:</p> <p>None identified.</p> <p>Direct Benefits:</p> <p>None identified.</p> <p>Indirect Benefits:</p> <p>None identified.</p>	
(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	N/A	

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)	<p>Direct Costs:</p> <p>There are no direct costs to local partners because the guidance does not change their existing responsibilities.</p> <p>Indirect Costs:</p> <p>There are no indirect costs to local partners because the guidance does not change their existing responsibilities.</p> <p>Direct Benefits:</p> <p>This replacement guidance will assist staff and the regulated public with better understanding of the VWP Permit Program processes.</p> <p>Indirect Benefits:</p> <p>The replacement guidance supports government process transparency efforts advocated by the Commonwealth of Virginia.</p>	
(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	N/A	
(5) Information Sources	N/A	

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)	<p>Direct Costs:</p> <p>There are no direct costs that impact families associated with the guidance.</p> <p>Indirect Costs:</p> <p>There are no indirect costs that impact families associated with the guidance.</p> <p>Direct Benefits:</p> <p>There are no direct benefits to families associated with the guidance.</p> <p>Indirect Benefits:</p> <p>There are no indirect benefits to families associated with the guidance.</p>	
(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	N/A	

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)	<p>Direct Costs:</p> <p>There are no direct costs that impact small businesses associated with the guidance because no substantive change are being made to the VWP Permit Program.</p> <p>Indirect Costs:</p>
--	--

	<p>There are no indirect costs that impact small businesses associated with the guidance.</p> <p>Direct Benefits: This replacement guidance will assist staff and the regulated public with better understanding of the VWP Permit Program processes.</p> <p>Indirect Benefits: The replacement guidance supports government process transparency efforts advocated by the Commonwealth of Virginia.</p>	
(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	N/A	

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*	Authority of Change	Initial Count	Additions	Subtractions	Total Net Change in Requirements

N/A Guidance	(M/A):				N/A
	(D/A):				N/A
	(M/R):				N/A
	(D/R):				N/A
				Grand Total of Changes in Requirements:	(M/A):N/A
					(D/A): N/A
					(M/R): N/A
					(D/R): N/A

Key:

Please use the following coding if change is mandatory or discretionary and whether it affects externally regulated parties or only the agency itself:

(M/A): Mandatory requirements mandated by federal and/or state statute affecting the agency itself

(D/A): Discretionary requirements affecting agency itself

(M/R): Mandatory requirements mandated by federal and/or state statute affecting external parties, including other agencies

(D/R): Discretionary requirements affecting external parties, including other agencies

Cost Reductions or Increases (if applicable)

VAC Section(s) Involved*	Description of Regulatory Requirement	Initial Cost	New Cost	Overall Cost Savings/Increases
N/A - GM24-2005 - Virginia Water Protection (VWP) Permit Program Manual Supplemental Guidance	N/A			N/A

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
N/A - GM24-2005 - Virginia Water Protection (VWP) Permit Program Manual Supplemental Guidance		N/A

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

Title of Guidance Document	Original Word Count	New Word Count	Net Change in Word Count
GM24-2005 - Virginia Water Protection (VWP) Permit Program Manual Supplemental Guidance	0 Pages	40 Pages	(+ 40 Pages)
GM19-2003 – Virginia Water Protection (VWP) Permit and Compliance Manual	212 pages	0 pages	- 212 pages
Total			- 172 pages

***If the agency is modifying a guidance document that has regulatory requirements, it should report any change in requirements in the appropriate chart(s).**