

Office of Regulatory Management
Economic Review Form

Agency name	Department of Elections
Virginia Administrative Code (VAC) Chapter citation(s)	1VAC20-60-90
VAC Chapter title(s)	Election Administration; Material omissions from officer removal petitions and petition signature qualifications
Action title	Material omissions from officer removal petitions and petition signature qualifications
Date this document prepared	6/2/2023
Regulatory Stage (including Issuance of Guidance Documents)	Fast-Track

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)	<p>There are no direct & indirect monetizable costs & benefits associated with this regulation.</p> <ul style="list-style-type: none"> • This regulation is proposed in response to Acts of Assembly Chapter(s) 663 and 664 passed during the 2023 Session of the General Assembly. <ul style="list-style-type: none"> ○ The legislation requires general registrars to review petitions for the removal of an officer and certify the number of signatures to the clerk of court ○ Previously, there was not a formal process that included a review by general registrars with regard to petitions signatures for the removal of an officer 	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0.00	(b) 0.00
(3) Net Monetized Benefit	0.00	
(4) Other Costs & Benefits (Non-Monetized)	<ul style="list-style-type: none"> • This regulation allows for uniformity and consistent processing of petition signatures • Because general registrars are now involved with reviewing and certifying petition signatures, clerks of courts are not responsible for ensuring the petitions meet signature requirements which reduces their workload and burden. • The petition will also now be on a form prescribed by the State Board, as required by the new legislation <ul style="list-style-type: none"> ○ This ensures the information provided to circuit courts, Commonwealth Attorneys, and general registrars are in uniform and consistent formats and contain the same type of information ○ Previously any petitions for the removal of an officer were not required to be on a specific form which can make processing the form by the clerk of courts challenging 	
(5) Information Sources	ELECT staff	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	There are no monetizable direct & indirect costs & benefits if this regulation was not promulgated	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0.00	(b) 0.00
(3) Net Monetized Benefit	0.00	
(4) Other Costs & Benefits (Non-Monetized)	<p>Costs:</p> <ul style="list-style-type: none"> • Without these regulatory standards, registrars may not be uniform in their review of petition signatures. Therefore, signatures on a petition for the removal of an officer may be qualified or disqualified for different reasons which directly impacts whether the minimum 10% requirement is met <ul style="list-style-type: none"> ○ A petition for the removal of an officer must have at least 10% of the total number of votes cast at the last election for the office that the officer holds 	
(5) Information Sources	ELECT Staff; §24.2-233 of the Code of Virginia	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	N/A	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a)	(b)
(3) Net Monetized Benefit		
(4) Other Costs & Benefits (Non-Monetized)		
(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)	<i>See Table 1a. The direct & indirect costs & benefits for local partners consists of the same information contained in Table 1a as localities are responsible for the processes regarding a petition for the removal of an officer</i>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0.00	(b) 0.00
(3) Other Costs & Benefits (Non-Monetized)	<i>See Table 1a.</i>	
(4) Assistance	Assistance is not required if the regulation is promulgated. <ul style="list-style-type: none"> • If the regulation does not become effective, registrars may need additional guidance and assistance regarding what qualifies a petition signature on a removal petition form • Clerks of Courts may also need additional assistance 	
(5) Information Sources	ELECT Staff	

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)	This new regulation does not have any monetized direct & indirect costs & benefits on families.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0.00	(b) 0.00

(3) Other Costs & Benefits (Non-Monetized)	None
(4) Information Sources	ELECT Staff

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 are no monetizable direct & indirect costs & benefits on small businesses	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) 0.00	(b) 0.00
(3) Other Costs & Benefits (Non-Monetized)	None	
(4) Alternatives	There are no alternatives.	
(5) Information Sources	ELECT Staff	

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
1VAC20-60-90	0	5	0	+5

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