

Office of Regulatory Management
Economic Review Form

Agency name	Board of Agriculture and Consumer Services
Virginia Administrative Code (VAC) Chapter citation(s)	2 VAC 5-380
VAC Chapter title(s)	Rules and Regulations for the Enforcement of the Virginia Dealers in Agricultural Products Law
Action title	Repeal of Rules and Regulations for the Enforcement of the Virginia Dealers in Agricultural Products Law
Date this document prepared	July 8, 2025
Regulatory Stage (including Issuance of Guidance Documents)	Exempt - 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)

<p>(1) Direct & Indirect Costs & Benefits (Monetized)</p>	<p>This regulatory action repeals Virginia’s <i>Rules and Regulations for the Enforcement of the Virginia Dealers in Agricultural Products Law</i>, 2 VAC 5-380 <i>et seq.</i> (Regulation). Chapter 142 of the 2025 Acts of Assembly repeals the Dealers in Agricultural Produce Law (Article 3 (§§ 3.2-4738 through 3.2-4752) of the Sale of Farm Produce Law) (Law) thereby eliminating the need for this Regulation, which was enacted to aid in the administration of the Law.</p> <p>The Law required licensing and bonding of dealers of “agricultural produce,” which the Law defined as “fruits and vegetables.” The bond was posted with the Commissioner of the Department of Agriculture and Consumer Services (VDACS) and used to guarantee payment for agricultural produce in the event of nonpayment, fraud, deceit, or negligence by a dealer. The licensing fee required by the Law was \$50 per year. The amount of the bond was dependent on the value of the agricultural produce sold with a minimum bond of \$1,000 and maximum of \$40,000.</p> <p>This regulatory action is required due to the repeal of the Dealers in Agricultural Produce Law. While the repeal of the Law will result in a minor reduction in fee revenue to the agency (i.e., a \$50 annual licensing fee from approximately 11 licensed produce dealers) and a correlating benefit to previously licensed dealers, there are no direct or indirect costs or benefits associated with this regulatory action.</p>	
<p>(2) Present Monetized Values</p>	<p>Direct & Indirect Costs</p>	<p>Direct & Indirect Benefits</p>
	<p>(a) None</p>	<p>(b) None</p>
<p>(3) Net Monetized Benefit</p>	<p>n/a</p>	
<p>(4) Other Costs & Benefits (Non-Monetized)</p>	<p>n/a</p>	
<p>(5) Information Sources</p>		

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

(1) Direct & Indirect Costs & Benefits (Monetized)	This regulatory action is required due to the repeal of the Dealers in Agriculture Produce Law. As a result, there are no direct or indirect costs or benefits associated with the status quo.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) None	(b) None
(3) Net Monetized Benefit	n/a	
(4) Other Costs & Benefits (Non-Monetized)	n/a	
(5) Information Sources		

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

(1) Direct & Indirect Costs & Benefits (Monetized)	There are no alternative approaches because this action is required as a result of the repeal of the Law.	
(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)	This regulatory action is required due to the repeal of the Dealers in Agricultural Produce Law. As a result, there are no direct or indirect costs or benefits to local partners associated with this regulatory action.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) None	(b) None
(3) Other Costs & Benefits (Non-Monetized)	None	
(4) Assistance	n/a	
(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)	This regulatory action is required due to the repeal of the Dealers in Agricultural Produce Law. As a result, there are no direct or indirect costs or benefits to families associated with this regulatory action.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) None	(b) None
(3) Other Costs & Benefits (Non-Monetized)	None	

(4) Information Sources	
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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)	This regulatory action is required due to the repeal of the Dealers in Agricultural Produce Law. As a result, there are no direct or indirect costs or benefits to small businesses associated with this regulatory action.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) None	(b) None
(3) Other Costs & Benefits (Non-Monetized)	None	
(4) Alternatives	None	
(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*	Authority of Change	Initial Count	Additions	Subtractions	Total Net Change in Requirements
2 VAC 5-380	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	14	0	14	-14
	(D/R):	0	0	0	0
				Grand Total of Changes in Requirements:	(M/A):0
					(D/A):0
					(M/R):-14
					(D/R):0

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	N/A	N/A	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	N/A	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
N/A	N/A	N/A	N/A

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