Office of Regulatory Management

Economic Review Form

Agency name	Department of Behavioral Health and Developmental Services (DBHDS)
Virginia Administrative Code (VAC) Chapter citation(s)	12VAC35-111
VAC Chapter title(s)	Rules and Regulations for Licensing Providers by the Department of Behavioral Health and Developmental Services (12VAC35-111)
Action title	Regulatory Restructuring - Crisis Services (Part 5 of 7)
Date this document prepared	December 17th, 2025
Regulatory Stage (including Issuance of Guidance Documents)	NOIRA

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)	Chapter 111, Regulations for Crisis Services applies to all providers providing services for individuals experiencing circumstances such as (i) marked reduction in psychiatric, adaptive, or behavioral functioning; (ii) an increase in emotional distress; (iii) needing continuous intervention to maintain stability; or (iv) causing harm to themselves or others. The purpose of this chapter is to reduce the effects of regulatory accumulation on firms providing residential services by restructuring fractured regulations applicable to residential treatment providers into one cohesive chapter. This regulatory overhaul will reduce the administrative burden providers face while navigating the Virginia Administrative Code as well as the licensing specialists that provide technical assistance to providers navigating the once fractured and disjointed regulatory body. The following regulatory changes are anticipated to result in a direct or indirect monetary cost or benefit: Direct Costs: • 12VAC35-111-230: Development of menus for the provision of food services for Crisis Stabilization Units (CSUs).It is estimated that the new menu planning requirements will require roughly an additional hour of work per week as this requirement is focused on the documentation of meal planning and the provision of food as food shopping and planning are already done in agreement with current coding. The average annual salary for a dietitian in Virginia is $75,348 or $36/hour. The average registered nurse salary in Virginia is $42/hour. Depending on the provider, this will cost between $1,872 and $2,184 annually. Direct Benefits: • 12VAC35-111-160: Qualified licensed practitioners are no longer required to perform a tuberculosis screening of each new employee, contractor, student, or volunteer who will have direct contact with individuals receiving services. To ensure continued tuberculosis awareness, trainings will now be required which are available for free on the Centers for Disease Control (CDC) website. The average annual compensation package for licensing staff is $107,400 which translates to an hourly rate of $51.63. It is estimated that practitioners spend 6 hours a week performing screenings resulting in an annual cost savings of $16,108.56.

(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) $2,028	(b) $16,108.56
(3) Net Monetized Benefit	$14,080.56	
(4) Other Costs & Benefits (Non-Monetized)	None	
(5) Information Sources	TB 101 for Health Care Workers Training VA Dietitian Salary VA Registered Nurse Salary VDH Staff DBHDS Staff	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	The new Crisis Services licensing chapter applies to all providers providing services for individuals experiencing circumstances such as (i) marked reduction in psychiatric, adaptive, or behavioral functioning; (ii) an increase in emotional distress; (iii) needing continuous intervention to maintain stability; or (iv) causing harm to themselves or others Regulatory accumulation resulted in a buildup unorganized regulatory code caused significant burdens for both providers and licensing specialists within DBHDS. Maintenance of the status quo would result in continued waste of resources by both providers and licensing staff communicating with each other; providers seeking technical assistance due to unorganized and sprawling Virginia Administrative Code and licensing staff providing assisting providers navigate an unorganized and sprawling administrative code. Table 1a describes the savings the regulatory restructuring will bring taxpayers by reducing the time licensing staff responds to provider questions about the regulations under the status quo. Maintaining the regulations as they currently exist will continue to cost taxpayers $536,664.37 annually.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) $536,664.37	(b) $0

(3) Net Monetized Benefit	-$536,664.37
(4) Other Costs & Benefits (Non-Monetized)	Non-monetary costs: Maintaining the existing code will ensure the continuation of providers spending time on the phone with DBHDS licensing specialists attempting to understand the code that regulate the services they provide instead of focusing on the successful operation of their practice. Non-monetary benefits: There are not expected to be any non-monetary benefits as a result of maintaining the existing regulatory structure.
(5) Information Sources	DBHDS Staff

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

(1) Direct & Indirect Costs & Benefits (Monetized)	The alternative approaches to these regulatory actions include not implementing regulatory changes or clarifications, thus leaving providers, individuals served, and their families with information that is not updated or in the best interest for the care of individuals served. Table 1a describes the savings the regulatory restructuring will bring taxpayers by reducing the time licensing staff responds to provider questions about the regulations under the status quo. Maintaining the regulations as they currently exist will continue to cost taxpayers $536,664.37 annually.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) $536,664.37	(b) $0
(3) Net Monetized Benefit	-$536,664.37	
(4) Other Costs & Benefits (Non-Monetized)		
(5) Information Sources	DBHDS Staff	

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)	There are not expected to be any monetary costs or benefits to local partners as a result of new regulations. Direct Costs: None Indirect Costs: None Direct Benefits: None Indirect Benefits: None	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) $0	(b) $0
(3) Other Costs & Benefits (Non-Monetized)	There are not expected to be any non-monetary costs or benefits to local partners as a result of new regulations.	
(4) Assistance		
(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)	There are not expected to be any monetary costs or benefits to families as a result of new regulations. Direct Costs: None Indirect Costs: None Direct Benefits: None Indirect Benefit: None

(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) $0	(b) $0
(3) Other Costs & Benefits (Non-Monetized)	There are not expected to be any non-monetary costs or benefits to families as a result of new regulations.	
(4) Information Sources		

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 not expected to be any monetary costs or benefits to small businesses as a result of new regulations. Direct Costs: None Indirect Costs: None Direct Benefits: None Indirect Benefits: None	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) $0	(b) $0
(3) Other Costs & Benefits (Non-Monetized)	There are not expected to be any non-monetary costs or benefits to small businesses as a result of new regulations.	
(4) Alternatives		
(5) Information Sources		

<u>Changes to Number of Regulatory Requirements</u>

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

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

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 Word Count	New Word Count	Net Change in Word Count

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