



## Virginia Department of Planning and Budget **Economic Impact Analysis**

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**22 VAC 30-50 – Policies and Procedures for Administering the Commonwealth Neurotrauma Initiative Trust Fund**  
**Department for Aging and Rehabilitative Services**  
February 3, 2015

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### **Summary of the Proposed Amendments to Regulation**

The proposed changes will 1) require the Commonwealth Neurotrauma Initiative Trust Fund Advisory Board to distribute monies in a manner that is as fair and equitable as possible to all projects in the event of a decline in monies in the fund and 2) clarify existing language, policy, and procedures followed in practice.

### **Result of Analysis**

The benefits likely exceed the costs for all proposed changes.

### **Estimated Economic Impact**

These regulations establish policies and procedures for administering the Commonwealth Neurotrauma Initiative Trust Fund (the fund). The purpose of the fund is to promote medical research into traumatic brain and spinal cord injuries and to improve treatment and care through the provision of community-based services for those who have sustained such injuries. Although the fund accepts grants, donations, and bequests from public or private sources, the main source of revenue is the \$25 reinstatement fee collected by the Department of Motor Vehicles to restore the driving privileges of a person whose license has been revoked or suspended for specific driving offenses (e.g., DUI-related offenses, hit-and-run, reckless driving, habitual offender, etc.). In the last three years, the revenues were about \$1 million per year.<sup>1</sup>

Once the fund accumulates enough revenues, the fund's Advisory Board disburses monies through a grant application process for research studies and community-based

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<sup>1</sup> Source: The fund's triennial report for fiscal years 2012, 2013, and 2014 to the Governor and the General Assembly.

rehabilitation services. The fund issued 7 grants totaling \$1.6 million in 2012, 5 grants totaling \$931,000 in 2013, and 2 grants totaling \$214,657 in 2014.<sup>2</sup> All of the grant recipients were affiliated with medical colleges in Virginia.

One of the proposed changes will require the Advisory Board to distribute moneys in a manner that is as fair and equitable as possible to all projects in the event of a decline in monies in the fund. Currently, the regulation requires that long-term projects be funded first in the event of a decline in the monies. The proposed change will allow distribution of monies when there is a decline in the fund, among all projects regardless of their duration. Thus, short-term projects will not lose all funding when the monies in the fund decline. This proposed change is not likely to have an economic impact in the foreseeable future since the fund currently has a healthy balance.

The remaining proposed changes are clarifications of existing language, policy, and procedures followed in practice and are not anticipated to have any significant economic impact other than improving the clarity of the regulations.

### **Businesses and Entities Affected**

The proposed amendments will affect grant recipients when and if the monies in the fund decline. The fund issued 7 grants in 2012, 5 grants in 2013, and 2 grants in 2014. Currently, there are only two active grants.

### **Localities Particularly Affected**

The regulations apply throughout the Commonwealth.

### **Projected Impact on Employment**

The proposed amendments are unlikely to significantly affect employment.

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

The proposed amendments will not affect the use and value of private property.

### **Small Businesses: Costs and Other Effects**

The proposed amendments will not affect small businesses.

### **Small Businesses: Alternative Method that Minimizes Adverse Impact**

The proposed amendments will not have an adverse impact on small businesses.

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<sup>2</sup> Ibid.

## Real Estate Development Costs

The proposed amendments will not affect real estate development costs.

## Legal Mandate

**General:** The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with § 2.2-4007.04 of the Code of Virginia and Executive Order Number 17 (2014). Section 2.2-4007.04 requires that such economic impact analyses determine the public benefits and costs of the proposed amendments. Further the report should include but not be limited to:

- the projected number of businesses or other entities to whom the proposed 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.

**Small Businesses:** If the proposed regulation will have an adverse effect on small businesses, § 2.2-4007.04 requires that such economic impact analyses include:

- an identification and estimate of the number of small businesses subject to the proposed regulation,
- the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the proposed regulation, including the type of professional skills necessary for preparing required reports and other documents,
- a statement of the probable effect of the proposed regulation on affected small businesses, and
- a description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation.

Additionally, pursuant to § 2.2-4007.1, if there is a finding that a proposed regulation may have an adverse impact on small business, the Joint Commission on Administrative Rules (JCAR) is notified at the time the proposed regulation is submitted to the *Virginia Register of Regulations* for publication. This analysis shall represent DPB's best estimate for the purposes of public review and comment on the proposed regulation.

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