



Economic Impact Analysis Virginia Department of Planning and Budget

22 VAC 40-880 – Child Support Enforcement Program
Department of Social Services
September 30, 2009

Summary of the Proposed Amendments to Regulation

The Passport Denial Program for the denial, revocation, or limitation of non-custodial parents' passports where child support arrearages exceed the federally-mandated threshold was first implemented in Virginia in 1997. Federal law 42 USC 654 requires states to develop a procedure certifying to the federal Office of Child Support Enforcement which non-custodial parents are eligible for the Passport Denial Program as described in 42 USC 652(k). In order to comply with the federal law, the State Board of Social Services proposes to promulgate a new regulation section to outline the provisions of the Passport Denial Program for Virginia's Department of Social Services, Division of Child Support Enforcement.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

According to the Department of Social Services, the proposal to delineate the provisions of the Passport Denial Program for Virginia's Division of Child Support Enforcement in regulation does not change any requirements or procedures in practice. Thus the proposal will have no impact other than the beneficial effect of helping inform the public of procedures such as how a non-custodial parent is released from the program and the appeal process, neither of which are currently specified in Code or regulation.

Businesses and Entities Affected

The Passport Denial Program affects non-custodial parents who have a need to travel outside the country and owe \$2,500 or more in child support arrearage, as well as the recipients

of child support. The Department of Social Services, Division of Child Support Enforcement has averaged between 70 to 100 child support collections per year from passport denial.

Localities Particularly Affected

The proposed amendments do not disproportionately affect particular localities.

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 are unlikely to significantly affect the use and value of private property.

Small Businesses: Costs and Other Effects

The proposed amendments are unlikely to significantly affect small businesses.

Small Businesses: Alternative Method that Minimizes Adverse Impact

The proposed amendments are unlikely to significantly affect small businesses.

Real Estate Development Costs

The proposed amendments are unlikely to significantly affect real estate development costs.

Legal Mandate

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.04 of the Administrative Process Act and Executive Order Number 36 (06). Section 2.2-4007.04 requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the 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. Further, if the proposed regulation has adverse effect on small businesses, Section 2.2-4007.04 requires that such economic impact analyses include (i) an identification and estimate of the number of small businesses subject to the regulation; (ii) the projected reporting, recordkeeping, and other

administrative costs required for small businesses to comply with the regulation, including the type of professional skills necessary for preparing required reports and other documents; (iii) a statement of the probable effect of the regulation on affected small businesses; and (iv) a description of any less intrusive or less costly alternative methods of achieving the purpose of the regulation. The analysis presented above represents DPB's best estimate of these economic impacts.