

Office of Regulatory Management
Economic Review Form

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) Chapter citation(s)	22VAC40-191
VAC Chapter title(s)	<i>Background Checks for Child Welfare Agencies</i>
Action title	Amendments Resulting from Periodic Review 2023
Date this document prepared	xxxx
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)	Direct Costs: There are no monetized direct costs with this proposed change. Indirect Costs: There are no monetized indirect costs of this proposed change. Direct Benefits: There are no monetized direct benefits with this proposed change. Indirect Benefits: There are no monetized indirect benefits with this proposed change.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0
(3) Net Monetized Benefit	N/A	
(4) Other Costs & Benefits (Non-Monetized)	This action will amend this regulation for technical and clarification purposes, align with the Code of Virginia, and reduce regulatory burdens.	
(5) Information Sources	N/A	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	Direct Costs: There are no direct costs without this proposed change. Indirect Costs: There are no indirect costs without this proposed change. Direct Benefits: There are no monetized direct benefits without this proposed change. Indirect Benefits: There are no monetized indirect benefits without this proposed change.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0

(3) Net Monetized Benefit	\$0
(4) Other Costs & Benefits (Non-Monetized)	N/A
(5) Information Sources	N/A

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

(1) Direct & Indirect Costs & Benefits (Monetized)	There are no alternative approaches as there are no less intrusive or less costly alternatives to achieve the purposes of the regulatory changes identified.	
(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	N/A	

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 is currently one child placing agency operated by a local partner. Direct Costs: There are no monetized direct costs with this proposed change. Indirect Costs: There are no monetized indirect costs with this proposed change.
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	Direct Benefits: There are no monetized direct benefits with this proposed change. Indirect Benefits: There are no monetized indirect benefits with this proposed change.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0
(3) Other Costs & Benefits (Non-Monetized)	The local partner could view the changes as beneficial as the proposed changes include a reduction of regulatory and administrative burdens.	
(4) Assistance	N/A	
(5) Information Sources	N/A	

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)	Direct Costs: There are no direct costs with this proposed change. Indirect Costs: There are no indirect costs with this proposed change. Direct Benefits: There are no monetized direct benefits with this proposed change. Indirect Benefits: There are no monetized indirect benefits with this proposed change.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0

(3) Other Costs & Benefits (Non-Monetized)	There are no non-monetized costs or benefits for families with this proposed change.
(4) Information Sources	N/A

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 currently 139 licensed child placing agencies operating within Virginia. DSS does not collect information on whether the agencies are small businesses but many of these agencies may qualify as small businesses. Direct Costs: There are no direct costs with this proposed change. Indirect Costs: There are no indirect costs with this proposed change. Direct Benefits: There are no monetized direct benefits with this proposed change. Indirect Benefits: There are no monetized indirect benefits with this proposed change.	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0	(b) \$0
(3) Other Costs & Benefits (Non-Monetized)	Licensed child placing agencies could view the changes as beneficial as the proposed changes include a reduction in regulatory and administrative burdens.	
(4) Alternatives	There are no alternative approaches as there are no less intrusive or less costly alternatives to achieve the purposes of the regulatory changes identified.	
(5) Information Sources	N/A	

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
20	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	7	0	0	0
	(D/R):	1	0	0	0
40	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	13	0	-2	-2
	(D/R):	11	0	-1	-1
50	(M/A):	1	0	-1	-1
	(D/A):	0	0	0	0
	(M/R):	3	0	0	0
	(D/R):	7	0	-2	-2
60	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	4	0	0	0
	(D/R):	1	0	0	0
70	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	3	+1	0	+1
	(D/R):	6	0	-4	-4
100	(M/A):	0	0	0	0
	(D/A):	2	0	-1	-1
	(M/R):	0	0	0	0
	(D/R):	2	0	-1	-1
110	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	1	0	0	0
	(D/R):	16	0	-6	-6
120	(M/A):	2	0	-2	-2
	(D/A):	6	0	0	0
	(M/R):	0	0	0	0
	(D/R):	0	0	0	0
130	(M/A):	0	0	0	0
	(D/A):	10	0	-9	-9

	(M/R):	0	0	0	0
	(D/R):	0	0	0	0
140	(M/A):	0	0	0	0
	(D/A):	2	0	0	0
	(M/R):	0	0	0	0
	(D/R):	0	0	0	0
150	(M/A):	0	0	0	0
	(D/A):	2	0	-1	-1
	(M/R):	1	0	0	0
	(D/R):	0	0	0	0
Grand Total of Changes in Requirements:					(M/A): -3 (D/A): -11 (M/R): -1 (D/R): -14

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				

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
Multiple	Overall reduction in regulatory text from 6889 words to 5549 words. This is a reduction of 19% of regulatory text.	Reduces the burden of reading a lengthy regulation with repetitive information.
40.D.2.d	Facility does not have to obtain 3-year repeat background checks for contract employees, the facilities must confirm that	Reduces the burden for facilities that use contract agencies.

	the contract agency performed the 3-year repeat checks.	
60.D	Removed the timing requirements when reports are not received within 30 calendar days, that facilities must contact the Central Criminal Records Exchange of the Department of State Police or Office of Background Investigations (OBI) within 4 working days of the 30th calendar day. Removed the timing requirements that facilities must submit another request within 5 working days after contact with State Police or OBI if the original request was not received.	Reduces the burden for following specific timelines for follow-up when background check reports are not received within 30 calendar days. Reduces confusion by removing the combination of counting work days and calendar days in the same subsection.
110.B.9.b.(7)	Removed the notary requirement for the signature page of the waiver application.	Reduces the burden of a waiver applicant to obtain a notary's signature.

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			

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