



Virginia
Regulatory
Town Hall

Final Regulation Agency Background Document

Agency Name:	Virginia Department of Social Services
VAC Chapter Number:	22 VAC 40-480
Regulation Title:	Relocation Assistance, General Relief Program
Action Title:	n/a
Date:	March 1, 2001

Please refer to the Administrative Process Act (§ 9-6.14:9.1 *et seq.* of the *Code of Virginia*), Executive Order Twenty-Five (98), Executive Order Fifty-Eight (99) , and the *Virginia Register Form, Style and Procedure Manual* for more information and other materials required to be submitted in the final regulatory action package.

Summary

Please provide a brief summary of the new regulation, amendments to an existing regulation, or the regulation being repealed. There is no need to state each provision or amendment; instead give a summary of the regulatory action. If applicable, generally describe the existing regulation. Do not restate the regulation or the purpose and intent of the regulation in the summary. Rather, alert the reader to all substantive matters or changes contained in the proposed new regulation, amendments to an existing regulation, or the regulation being repealed. Please briefly and generally summarize any substantive changes made since the proposed action was published.

The state's authority to promulgate this regulation is found in the Code of Virginia, Sections 63.1-25 and 63.1-106. Section 63.1-25 mandates the State Board of Social Services to make such rules and regulations as necessary or desirable to carry out the true purpose and intent of the title. Section 63.1-106 sets forth certain mandates if a local board has exercised its option to establish a General Relief program. The purpose of this regulation is to specify eligibility requirements for relocation assistance and to indicate what items may be covered by the assistance, to address maximum payments, and to describe the types of family units that may be eligible.

Changes Made Since the Proposed Stage

Please detail any changes, other than strictly editorial changes, made to the text of the proposed regulation since its publication. Please provide citations of the sections of the proposed regulation that have been altered since the proposed stage and a statement of the purpose of each change.

No changes have been made to this regulation since the proposed stage.

Statement of Final Agency Action

Please provide a statement of the final action taken by the agency: including the date the action was taken, the name of the agency taking the action, and the title of the regulation.

The Virginia Department of Social Services recommends the repeal of 22 VAC 40-480, Relocation Assistance, General Relief Program. The State Board of Social Services approved the repeal of this regulation entitled Relocation Assistance, General Relief Services at its April 2001 meeting.

Basis

Please identify the state and/or federal source of legal authority to promulgate the regulation. The discussion of this statutory authority should: 1) describe its scope and the extent to which it is mandatory or discretionary; and 2) include a brief statement relating the content of the statutory authority to the specific regulation. In addition, where applicable, please describe the extent to which proposed changes exceed federal minimum requirements. Full citations of legal authority and, if available, web site addresses for locating the text of the cited authority, shall be provided. If the final text differs from that of the proposed, please state that the Office of the Attorney General has certified that the agency has the statutory authority to promulgate the final regulation and that it comports with applicable state and/or federal law

The statutory basis for this regulation is the Code of Virginia, Sections 63.1-25 and 63.1-106. This regulation was approved initially by the Virginia State Board of Social Services and does not exceed the scope of its mandate.

Purpose

Please provide a statement explaining the need for the new or amended regulation. This statement must include the rationale or justification of the final regulatory action and detail the specific reasons it is essential to protect the health, safety or welfare of citizens. A statement of a general nature is not acceptable, particular rationales must be explicitly discussed. Please include a discussion of the goals of the proposal and the problems the proposal is intended to solve.

As a result of the periodic review process, it was determined that this regulation is no longer necessary to protect the health, safety, or welfare of citizens or for the efficient and economical performance of an important governmental function. A review of the use history of this General Relief component indicated that it has not been used by the local departments of social services in at least five years.

Substance

Please identify and explain the new substantive provisions, the substantive changes to existing sections, or both where appropriate. Please note that a more detailed discussion is required under the statement of the regulatory action's detail.

This regulation is recommended for repeal as it is no longer necessary. Relocation assistance is currently not offered by any local department of social services and has not been offered for at least the past five years.

Issues

Please provide a statement identifying the issues associated with the final regulatory action. The term "issues" means: 1) the advantages and disadvantages to the public of implementing the new provisions; 2) the advantages and disadvantages to the agency or the Commonwealth; and 3) other pertinent matters of interest to the regulated community, government officials, and the public. If there are no disadvantages to the public or the Commonwealth, please include a sentence to that effect.

Elimination of this regulation will contribute to the Governor's Executive Order 25 which requires that unnecessary and burdensome regulations be repealed. A use history of the relocation assistance component of the General Relief Program indicates that this component has not been utilized in at least five years.

Public Comment

Please summarize all public comment received during the public comment period and provide the agency response. If no public comment was received, please include a statement indicating that fact.

No public comments were received during the public comment period.

Detail of Changes

Please detail any changes, other than strictly editorial changes, that are being proposed. Please detail new substantive provisions, all substantive changes to existing sections, or both where appropriate. This statement should provide a section-by-section description - or crosswalk - of changes implemented by the

proposed regulatory action. Include citations to the specific sections of an existing regulation being amended and explain the consequences of the changes.

No changes are being proposed as this regulation is recommended for repeal.

Family Impact Statement

Please provide an analysis of the regulatory action that assesses the impact on the institution of the family and family stability including the extent to which the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

The repeal of this regulation will have no impact on the institution of the family and family stability. The option of relocation assistance in the General Relief Program has only been used once in the last five years. Its elimination, therefore, will have no effect on families in the Commonwealth.