



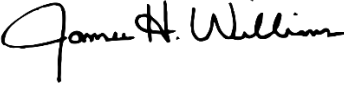
COMMONWEALTH of VIRGINIA
DEPARTMENT OF SOCIAL SERVICES
Office of the Commissioner

James Hunter Williams
Commissioner

November 22, 2024

MEMORANDUM

TO: Members, State Board of Social Services

FROM: James H. Williams 

REGULATION: 22VAC40-295, Temporary Assistance for Needy Families

ACTION: Fast Track Regulation

The current TANF regulation includes references to child care. The Virginia Department of Social Services (VDSS) Child Care Services Policy is incorporated into the regulation by reference. Local departments of social services refer to the child care policy as they administer TANF.

Legislation passed in 2020 required the Virginia Department of Education (VDOE) to become the lead agency for the Child Care and Development Block Grant by July 1, 2021. Accordingly, the TANF regulation requires updating. References to the VDSS Child Day Care Services policy are replaced with the VDOE Child Day Care Subsidy Program Guidance Manual. In addition, only the applicable sections of the VDOE manual are referenced, thereby reducing the number of requirements.

I request that you approve the fast track regulation for publication in the *Virginia Register*, subject to approval of the Governor. If you have questions, please contact our Regulatory Coordinator, Karin Clark, at (804) 840-3679 or karin.clark@dss.virginia.gov. If possible, members are encouraged to submit their comments and questions by December 9, 2024.

JW:kc
Attachments



townhall.virginia.gov

Fast-Track Regulation Agency Background Document

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) Chapter citation(s)	22VAC40-295
VAC Chapter title(s)	Temporary Assistance for Needy Families
Action title	Amend Temporary Assistance for Needy Families
Date this document prepared	December 11, 2024

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19, the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

Brief Summary

Provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.

Section 10, Definitions, references the Virginia Department of Social Services (VDSS) Child Day Care policy in the two definitions, "Affordable Child Care Arrangements," and "Unsuitability of informal child care." The entire VDSS Child Day Care policy manual is included in the regulation as a document incorporated by reference (DIBR).

In 2021, administration of the Child Care Program moved from VDSS to the Virginia Department of Education (VDOE). This regulatory action will replace references to the VDSS Child Day Care policy manual, with the VDOE Child Care Subsidy Guidance Manual, in the above definitions. Also, the updated references will identify the specific sections of the VDOE manual that are applicable, rather than the entire contents of the manual. The applicable sections of the VDOE guidance manual will replace the VDSS manual as the DIBR in the regulation, reducing the number of requirements.

Acronyms and Definitions

Define all acronyms used in this form, and any technical terms that are not also defined in the "Definitions" section of the regulation.

TANF means the Temporary Assistance for Needy Families program.

VDSS means the Virginia Department of Social Services

VDOE means the Virginia Department of Education

DIBR means document incorporated by reference

Statement of Final Agency Action

Provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.

The State Board of Social Services approved the action to amend 22VAC40-295, TANF, on October 16, 2024.

Mandate and Impetus

Identify the mandate for this regulatory change and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, petition for rulemaking, periodic review, or board decision). For purposes of executive branch review, "mandate" has the same meaning as defined in the ORM procedures, "a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."

Consistent with Virginia Code § 2.2-4012.1, also explain why this rulemaking is expected to be noncontroversial and therefore appropriate for the fast-track rulemaking process.

The regulatory change is a decision of the State Board of Social Services, in keeping with Governor Youngkin's Executive Order 19 (2022). Executive Order 19 directs state agencies to achieve a 25% reduction in regulatory requirements by the end of 2025. Based on this directive, the agency identified portions of 22VAC40-295 for reduction. The regulatory reductions are expected to be non-controversial, because they reduce the regulatory burden without changing the substance of the regulation.

Legal Basis

Identify (1) the promulgating agency, and (2) the state and/or federal legal authority for the regulatory change, including the most relevant citations to the Code of Virginia and Acts of Assembly chapter number(s), if applicable. Your citation must include a specific provision, if any, authorizing the promulgating agency to regulate this specific subject or program, as well as a reference to the agency's overall regulatory authority.

Section § 63.2-217 of the Code of Virginia places responsibility on the State Board of Social Services to make rules and regulations necessary to carry out the purpose and intent of the Title 63.2.

Purpose

Explain the need for the regulatory change, including a description of: (1) the rationale or justification, (2) the specific reasons the regulatory change is essential to protect the health, safety or welfare of citizens, and (3) the goals of the regulatory change and the problems it is intended to solve.

The TANF Program provides cash assistance to eligible needy families that include a minor child living with a parent or caretaker relative. It is an essential safety net to protect the welfare of citizens. The rationale for the changes to the regulation are to make it reflective of current practice, incorporate the correct DIBR for transparency and reduce requirements.

Substance

Briefly identify and explain the new substantive provisions, the substantive changes to existing sections, or both. A more detailed discussion is provided in the "Detail of Changes" section below.

The definition of "Affordable Childcare Arrangements" is changed to remove the reference to the Virginia Department of Social Services Child Care Services policy (Volume VII, Section II, Chapter D, Revised February 2000) replace it with appendices E., F., and G. of the VDOE Child Care Subsidy Program Guidance Manual.

The definition of "Unsuitability of Informal Child Care" is changed to remove reference to the Virginia Department of Social Services Child Day Care Services policy and replace it with Section 5.2.A. of the VDOE Child Care Subsidy Program Guidance Manual.

In the DIBR section of the regulation, the Virginia Department of Social Services Child Care Services policy (Volume VII, Section II, Chapter D, Revised February 2000) is replaced with VDOE Child Care Subsidy Program Guidance Manual, Section 5.2.A. and appendices E., F., and G.

Issues

Identify the issues associated with the regulatory change, including: 1) the primary advantages and disadvantages to the public, such as individual private citizens or businesses, of implementing the new or amended provisions; 2) the primary 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, include a specific statement to that effect.

Amending the two definitions allows for the elimination of several current requirements, which serves as an advantage to the agency and the Commonwealth. It eliminates the need for time and effort by staff to ensure the state complies with the unnecessary requirements. Changing the regulation is advantageous to the public as it will ensure the regulations are reflective of current practice, so program rules are transparent to them. There are no disadvantages to the agency, Commonwealth, or the public.

Requirements More Restrictive than Federal

Identify and describe any requirement of the regulatory change which is more restrictive than applicable federal requirements. Include a specific citation for each applicable federal requirement, and a rationale

for the need for the more restrictive requirements. If there are no applicable federal requirements, or no requirements that exceed applicable federal requirements, include a specific statement to that effect.

There are no requirements that exceed applicable federal requirements.

Agencies, Localities, and Other Entities Particularly Affected

Consistent with § 2.2-4007.04 of the Code of Virginia, identify any other state agencies, localities, or other entities particularly affected by the regulatory change. Other entities could include local partners such as tribal governments, school boards, community services boards, and similar regional organizations. "Particularly affected" are those that are likely to bear any identified disproportionate material impact which would not be experienced by other agencies, localities, or entities. "Locality" can refer to either local governments or the locations in the Commonwealth where the activities relevant to the regulation or regulatory change are most likely to occur. If no agency, locality, or entity is particularly affected, include a specific statement to that effect.

Other State Agencies Particularly Affected

Other state agencies will not be particularly affected by the regulatory changes.

Localities Particularly Affected

Local departments of social services will not be particularly affected by the regulatory changes.

Other Entities Particularly Affected

No other entities will be particularly affected by the regulatory changes.

Economic Impact

Consistent with § 2.2-4007.04 of the Code of Virginia, identify all specific economic impacts (costs and/or benefits), anticipated to result from the regulatory change. When describing a particular economic impact, specify which new requirement or change in requirement creates the anticipated economic impact. Keep in mind that this is the proposed change versus the status quo.

Impact on State Agencies

<p><i>For your agency:</i> projected costs, savings, fees or revenues resulting from the regulatory change, including: a) fund source / fund detail; b) delineation of one-time versus on-going expenditures; and c) whether any costs or revenue loss can be absorbed within existing resources</p>	<p>There are no projected costs, savings, fees or revenues for VDSS resulting from amending the definitions and updating the DIBR.</p>
<p><i>For other state agencies:</i> projected costs, savings, fees or revenues resulting from the regulatory change, including a delineation of one-time versus on-going expenditures.</p>	<p>There are no projected costs, savings, fees or revenues for other state agencies.</p>
<p><i>For all agencies:</i> Benefits the regulatory change is designed to produce.</p>	<p>The amended definitions and DIBR ensure the regulation are current and understandable.</p>

Impact on Localities

If this analysis has been reported on the ORM Economic Impact form, indicate the tables (1a or 2) on which it was reported. Information provided on that form need not be repeated here.

Projected costs, savings, fees or revenues resulting from the regulatory change.	There are no projected costs, savings, fees or revenues for localities.
Benefits the regulatory change is designed to produce.	The amended definitions and DIBR ensure the regulation are current and understandable.

Impact on Other Entities

If this analysis has been reported on the ORM Economic Impact form, indicate the tables (1a, 3, or 4) on which it was reported. Information provided on that form need not be repeated here.

Description of the individuals, businesses, or other entities likely to be affected by the regulatory change. If no other entities will be affected, include a specific statement to that effect.	No other entities will be affected.
Agency’s best estimate of the number of such entities that will be affected. Include an estimate of the number of small businesses affected. Small business means a business entity, including its affiliates, that: a) is independently owned and operated and; b) employs fewer than 500 full-time employees or has gross annual sales of less than \$6 million.	No other entities will be affected.
All projected costs for affected individuals, businesses, or other entities resulting from the regulatory change. Be specific and include all costs including, but not limited to: a) projected reporting, recordkeeping, and other administrative costs required for compliance by small businesses; b) specify any costs related to the development of real estate for commercial or residential purposes that are a consequence of the regulatory change; c) fees; d) purchases of equipment or services; and e) time required to comply with the requirements.	There are no projected costs as no other entities will be affected.
Benefits the regulatory change is designed to produce.	The amended definitions and DIBR ensure the regulation are current and understandable.

Alternatives to Regulation

Describe any viable alternatives to the regulatory change that were considered, and the rationale used by the agency to select the least burdensome or intrusive alternative that meets the essential purpose of the regulatory change. Also, include discussion of less intrusive or less costly alternatives for small businesses, as defined in § 2.2-4007.1 of the Code of Virginia, of achieving the purpose of the regulatory change.

There are no alternatives to the regulatory change. The action will improve clarity and reduce regulatory burden, in keeping with EO 19 (2022).

If this analysis has been reported on the ORM Economic Impact form, indicate the tables on which it was reported. Information provided on that form need not be repeated here.

Regulatory Flexibility Analysis

Consistent with § 2.2-4007.1 B of the Code of Virginia, describe the agency's analysis of alternative regulatory methods, consistent with health, safety, environmental, and economic welfare, that will accomplish the objectives of applicable law while minimizing the adverse impact on small business. Alternative regulatory methods include, at a minimum: 1) establishing less stringent compliance or reporting requirements; 2) establishing less stringent schedules or deadlines for compliance or reporting requirements; 3) consolidation or simplification of compliance or reporting requirements; 4) establishing performance standards for small businesses to replace design or operational standards required in the proposed regulation; and 5) the exemption of small businesses from all or any part of the requirements contained in the regulatory change.

This regulatory action has no impact on small business. Pursuant to Executive Order 19 (2022) and Executive Directive Number One (2022), agencies were directed to reduce unmandated regulations by 25 percent to reduce the significant burden on Virginia's citizens caused by such regulations. There are no alternative regulatory methods to achieve this.

If this analysis has been reported on the ORM Economic Impact form, indicate the tables on which it was reported. Information provided on that form need not be repeated here.

Public Participation

Indicate how the public should contact the agency to submit comments on this regulation, and whether a public hearing will be held, by completing the text below.

Consistent with § 2.2-4011 of the Code of Virginia, if an objection to the use of the fast-track process is received within the 30-day public comment period from 10 or more persons, any member of the applicable standing committee of either house of the General Assembly or of the Joint Commission on Administrative Rules, the agency shall: 1) file notice of the objections with the Registrar of Regulations for publication in the Virginia Register and 2) proceed with the normal promulgation process with the initial publication of the fast-track regulation serving as the Notice of Intended Regulatory Action.

If you are objecting to the use of the fast-track process as the means of promulgating this regulation, please clearly indicate your objection in your comment. Please also indicate the nature of, and reason for, your objection to using this process.

The Virginia Department of Social Services is providing an opportunity for comments on this regulatory proposal, including but not limited to (i) the costs and benefits of the regulatory proposal and any alternative approaches, (ii) the potential impacts of the regulation, and (iii) the agency's regulatory flexibility analysis stated in this background document.

Anyone wishing to submit written comments for the public comment file may do so through the Public Comment Forums feature of the Virginia Regulatory Town Hall web site at: <https://townhall.virginia.gov>. Comments may also be submitted by mail, email or fax to Mark Golden, 5600 Cox Rd. Glen Allen, VA, 23060, (804) 726-7385, mark.golden@dss.virginia.gov. To be considered, comments must be received by 11:59 pm on the last day of the public comment period.

Detail of Changes

List all regulatory changes and the consequences of the changes. Explain the new requirements and what they mean rather than merely quoting the text of the regulation. For example, describe the intent of the language and the expected impact. Describe the difference between existing requirement(s) and/or agency practice(s) and what is being proposed in this regulatory change. Use all tables that apply, but delete inapplicable tables.

If an existing VAC Chapter(s) is being amended or repealed, use Table 1 to describe the changes between existing VAC Chapter(s) and the proposed regulation. If existing VAC Chapter(s) or sections are being repealed and replaced, ensure Table 1 clearly shows both the current number and the new number for each repealed section and the replacement section.

Table 1: Changes to Existing VAC Chapter(s)

Current chapter-section number	New chapter-section number, if applicable	Current requirements in VAC	Change, intent, rationale, and likely impact of new requirements
10	N/A	“Affordable child care arrangements” means the cost of the child care is less than or equal to the payment amounts specified in the Virginia Department of Social Services Child Care Services policy (Volume VII, Section II, Chapter D, Revised February 2000). The VDSS Social Services Child Care Services policy is a DIBR.	The definition of “affordable child care arrangements” will be updated to remove reference to the VDSS document and replace with reference to appendices E, F, and G. of the VDOE Child Care Subsidy Program Guidance Manual. The new definition will reduce the number of applicable requirements and ensure the regulation is current and understandable.
10	N/A	“Unsuitability of informal child care” means the child care arrangement does not meet the requirements for relative care in the Virginia Department of Social Services Child Day Care Services policy.	The definition of “unsuitability of informal child care” will be updated to remove reference to the VDSS document, and replace with reference to Section 5.2, A. of the VDOE Child Care Subsidy Program Guidance Manual. The new definition will reduce the number of applicable requirements and ensure the regulation is current and understandable.
DIBR	N/A	The VDSS Child Care Services Policy, in entirety, is incorporated by reference.	The correct document, the VDOE Child Care Subsidy Program Guidance Manual, will replace the VDSS document as the DIBR. Only the applicable sections of the VDOE document are incorporated.

If a new VAC Chapter(s) is being promulgated and is not replacing an existing Chapter(s), use Table 2.

Table 2: Promulgating New VAC Chapter(s) without Repeal and Replace

New chapter-section number	New requirements	Other regulations and law that apply	Intent and likely impact of new requirements

*If the regulatory change is replacing an **emergency regulation**, and the proposed regulation is identical to the emergency regulation, complete Table 1 and/or Table 2, as described above.*

*If the regulatory change is replacing an **emergency regulation**, but changes have been made since the emergency regulation became effective, also complete Table 3 to describe the changes made since the emergency regulation.*

Table 3: Changes to the Emergency Regulation

Emergency chapter-section number	New chapter-section number, if applicable	Current <u>emergency</u> requirement	Change, intent, rationale, and likely impact of new or changed requirements since emergency stage



COMMONWEALTH of VIRGINIA


Office of the Attorney General

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Attorney General

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Virginia Relay Services
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7-1-1

MEMORANDUM

TO: KARIN CLARK
Virginia Department of Social Services

FROM: Jennifer C. Williamson 
Senior Assistant Attorney General

DATE: August 29, 2024

SUBJECT: Review of 22 VAC 40-295
Fast Track Amendments to Reference Applicable Virginia Department of
Education Child Care Subsidy Program Guidance Manual Provisions

I am in receipt of and have reviewed the attached regulation for the Temporary Assistance for Needy Families being amended to reference the Virginia Department of Education (VDOE) Child Care Subsidy Program Guidance Manual provisions where applicable. The regulation currently refers to the VDSS Child Day Care Policy Manual. However, Chapters 860 and 861 of the 2020 Acts of Assembly required VDOE to become the lead agency for the Child Care and Development Block Grant by July 1, 2021. Accordingly, amendments referencing the correct manual are necessary.

You have asked the Office of the Attorney General to review this fast-track regulatory action and determine if the State Board of Social Services ("State Board") has the statutory authority to amend the attached regulation and if it comports with applicable state law. Pursuant to Virginia Code § 63.2-217, the State Board is required to adopt regulations as may be necessary or desirable to carry out the purposes of Title 63.2 of the Virginia Code. The attached regulation comports with applicable state law. Accordingly, it is my opinion the State Board has the authority to amend the attached regulation, subject to compliance with the provisions of Article 2 of the Administrative Process Act ("APA") and Executive Order 19, including the Procedures of the Office of Regulatory Management, and that in so doing the State Board does not exceed that authority.

If you have any questions, please feel free to call me at (804) 225-3197.

Attachment

Project 8034 - Fast-Track

Department of Social Services

Amend Temporary Assistance for Needy Families

22VAC40-295-10. Definitions.

The following words and terms when used in this chapter shall have the following meanings unless the context clearly indicates otherwise:

"Administrative disqualification hearing" or "ADH" means an impartial review by a hearing officer of an individual's actions involving an alleged intentional program violation for the purpose of rendering a decision of guilty or not guilty of committing an intentional program violation.

"Adoption assistance" means a money payment or services provided to adoptive parents on behalf of a child with special needs.

"Affordable child care arrangements" means the cost of the child care is less than or equal to the payment amounts specified in the ~~Virginia Department of Social Services Child Care Services policy (Volume VII, Section II, Chapter D, Revised February 2000)~~ appendices E., F., and G. of the Virginia Department of Education Child Care Subsidy Program Guidance Manual.

"Application" means a request for financial assistance received by the local social services agency in the format prescribed by the Virginia Department of Social Services.

"Appropriate child care" means child care arranged by the participant or, if the participant cannot arrange for the child's care, child care arranged by the local department of social services with a legally-operating provider.

"Assistance unit" means those persons who must participate together as a family unit.

"Board" means the State Board of Social Services.

"Caretaker" means the natural or adoptive parent or other relative with whom the child resides who is responsible for supervision and care of the needy child and is the individual to whom the assistance payment is made.

"Child" means a child who is eligible for TANF and has not attained the age of 18 years, or if regularly attending a secondary school or in the equivalent level of career and technical education, has not attained the age of 19 years and is reasonably expected to complete his senior year of school prior to attaining age 19.

"Department" means the Virginia Department of Social Services.

"Dependent child" means a child living in the home of a parent or relative.

"Determination of eligibility" means the screening procedure to determine the need for assistance and the amount of the monthly assistance payment.

"Disregard" means income that is not considered when determining eligibility for the TANF program.

"Earned income" means income from wages, salary, commissions, or profit from activities in which an individual is engaged as self-employed.

"Emancipated child" means a minor who has been released from parental care and responsibility by court order.

"Former recipient" means an individual whose case has been closed and is not presently receiving an assistance payment through TANF.

"Gross earned and unearned income" means total income before application of any applicable disregards.

"Hearing officer" means an impartial representative of the Department of Social Services to whom requests for hearings are assigned and by whom they are heard. The hearing officer has

been delegated the authority by the Commissioner of the Department of Social Services to conduct and control hearings and to render decisions.

"Income" means all income, both earned and unearned, which is available or expected to be available to the assistance unit.

"Intentional program violation" or "IPV" means any action by an individual for the purpose of establishing or maintaining the family's eligibility for TANF or TANF service or for increasing or preventing a reduction in the amount of the grant which is intentionally a false or misleading statement or misrepresentation, concealment or withholding of facts or any act intended to mislead, misrepresent, conceal or withhold facts or propound a falsity.

"Local agency" means any one of the local departments of social services.

"Lump sum" means money received in the form of a nonrecurring payment that is treated as income in the month of receipt.

"Minor" means any person who is under the age of 18.

"Otherwise eligible" means that the individual is not precluded from eligibility by some provision of law or regulation.

"Overpayment" means an assistance payment or the value of services provided by a local department of social services that is greater than the amount to which the assistance unit is eligible to receive.

"Parent" means a mother or father, married or unmarried, natural or, following entry of an interlocutory order, adoptive.

"Payee" means the person to whom the assistance payment is made payable. In most situations, the caretaker is the payee.

"Protective payee" means an appropriate individual to act for the caretaker in receiving and managing the assistance payment. The protective payee should be someone who is interested and concerned with the welfare of the caretaker and his children.

"Reasonable distance" means that the travel time from the child's home to the child care provider and the work site is generally no more than one hour, based on transportation available to the parent.

"Recipient" means a person whose application for TANF or TANF-UP has been approved and is currently a member of an eligible assistance unit.

"Recoupment" means withholding all or part of an assistance payment to a current assistance unit for the purpose of repaying a prior overpayment.

"Recovery" means a voluntary or court ordered arrangement with a current or former assistance unit for repayment of an overpayment.

"Sanctioned caretaker" means a caretaker whose needs are removed from the grant and who is ineligible for an assistance payment.

"SSN" means social security number.

"Standard of assistance" means the dollar amount, based on the family size, which has been established by the State Board of Social Services to cover predetermined monthly maintenance needs.

"Temporary Assistance for Needy Families" or "TANF" means the program administered by the Virginia Department of Social Services, through which a relative can receive monthly cash assistance for the support of his eligible children.

"Unearned income" means income that is not earned.

"Unsuitability of informal child care" means that the child care arrangement does not meet the requirements for relative care in ~~the Virginia Department of Social Services Child Day Care Services policy~~ Section 5.2.A. of the Virginia Department of Education Child Care Subsidy Program Guidance Manual.

Documents Incorporated by Reference (22VAC40-295)

~~Virginia Department of Social Services Child Care Services Policy, Volume VII, Section II, Chapter D, Revised February 2000.~~ Child Care Subsidy Program Guidance Manual, Section 5.2. A. and appendices E., F., and G., Virginia Department of Education, effective 8/3/2023.

Office of Regulatory Management
Economic Review Form

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) Chapter citation(s)	22 VAC 40-295
VAC Chapter title(s)	Temporary Assistance for Needy Families (TANF)
Action title	Amend Temporary Assistance for Needy Families
Date this document prepared	8/23/2024
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)

<p>(1) Direct & Indirect Costs & Benefits (Monetized)</p>	<p>The TANF Program provides cash assistance to eligible needy families that include a minor child living with a parent or caretaker relative.</p> <p>Section 10, Definitions, references the Virginia Department of Social Services (VDSS) Child Day Care policy in the two definitions, “Affordable Child Care Arrangements,” and “Unsuitability of informal child care.” The entire VDSS Child Day Care policy manual is included in the regulation as a document incorporated by reference (DIBR).</p> <p>In 2021, administration of the Child Care Program moved from VDSS to the Virginia Department of Education (VDOE). This regulatory action will replace references to the VDSS Child Day Care policy manual, with the VDOE Child Care Subsidy Guidance Manual, in the above definitions.</p> <p>Also, the updated references will identify the specific sections of the VDOE manual that are applicable, rather than the <u>entire</u> contents of the manual. The applicable sections of the VDOE guidance manual will replace the VDSS manual as the DIBR for this VAC chapter. This will result in a reduction in requirements. There are no monetizable costs and benefits.</p> <p>Direct Costs: Describe the direct costs of this proposed change here.</p> <p>Indirect Costs: Describe the indirect costs of the proposed change.</p> <p>Direct Benefits: Describe the direct benefits of this proposed change here.</p> <p>Indirect Benefits: Describe the indirect benefits of the proposed change.</p>	
<p>(2) Present Monetized Values</p>	<p>Direct & Indirect Costs</p>	<p>Direct & Indirect Benefits</p>
	<p>(a) \$0.00</p>	<p>(b) \$0.00</p>
<p>(3) Net Monetized Benefit</p>	<p>\$0.00</p>	
<p>(4) Other Costs & Benefits (Non-Monetized)</p>	<p>The non-monetized benefit is removal of unnecessary requirements associated with the current DIBR. This reduces the time and effort required for the agency to remain in compliance with the regulation. Local departments of social services and applicants/recipients of TANF will have access to the accurate DIBR.</p> <p>There are no non-monetized costs associated with this change.</p>	
<p>(5) Information Sources</p>	<p>N/A</p>	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	<p>The current regulation includes an obsolete DIBR and imposes multiple unnecessary requirements. Only a regulatory change can address these issues.</p> <ul style="list-style-type: none"> • Direct Costs: There are no monetizable direct costs associated with maintaining the status quo. • Indirect Costs: There are no monetizable indirect costs associated with maintaining the status quo. • Direct Benefits: There are no monetizable direct benefits associated with maintaining the status quo. • Indirect Benefits: There are no monetizable indirect benefits associated with maintaining the status quo. 	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0.00	(b) \$0.00
(3) Net Monetized Benefit	\$0.00	
(4) Other Costs & Benefits (Non-Monetized)	<p>Maintaining the status quo would result in non-monetized costs in the form of time and effort of VDSS staff in order to remain in compliance with unnecessary regulations.</p> <p>There are no non-monetized benefits associated with maintaining the status quo.</p>	
(5) Information Sources	N/A	

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

(1) Direct & Indirect Costs & Benefits (Monetized)	<p>The current regulation includes an obsolete DIBR and imposes multiple unnecessary requirements. Only a regulatory change can address these issues.</p> <ul style="list-style-type: none"> • Direct Costs: There are no monetizable direct costs associated with maintaining the status quo. • Indirect Costs: There are no monetizable indirect costs associated with maintaining the status quo. 	
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	<ul style="list-style-type: none"> • Direct Benefits: There are no monetizable direct benefits associated with maintaining the status quo. • Indirect Benefits: There are no monetizable direct benefits associated with maintaining the status quo. 	
(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)	<ul style="list-style-type: none"> • Direct Costs: There are no monetizable direct costs for local departments of social services (LDSS) associated with the regulatory action. • Indirect Costs: There are no monetizable indirect costs for LDSS associated with the regulatory action. • Direct Benefits: There are no monetizable direct benefits for LDSS associated with the regulatory action. • Indirect Benefits: There are no monetizable indirect benefits for LDSS associated with the regulatory action. 	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits

	(a) \$0.00	(b) \$0.00
(3) Other Costs & Benefits (Non-Monetized)	<p>The non-monetized benefit is removal of unnecessary requirements associated with the current DIBR. This reduces the time and effort required for the agency to remain in compliance with the regulation. Local departments of social services and applicants/recipients of TANF will have access to the accurate DIBR.</p> <p>There is no non-monetized cost for local partners associated with making these changes. The non-monetized benefit for local parents is the changes make the regulation more understandable.</p>	
(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)	<p>There are no monetizable direct or indirect costs and benefits for families.</p> <p>Direct Costs: Describe the direct costs of this proposed change here.</p> <p>Indirect Costs: Describe the indirect costs of the proposed change.</p> <p>Direct Benefits: Describe the direct benefits of this proposed change here.</p> <p>Indirect Benefits: Describe the indirect benefits of the proposed change.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0.00	(b) \$0.00
(3) Other Costs & Benefits (Non-Monetized)	<p>The non-monetized benefit for families is that the changes bring the code up to date and make it more understandable. There are no non-monetized costs for families associated with the action.</p>	

(4) Information Sources	N/A
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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)	<p>This action has no impact on small businesses.</p> <p>Direct Costs: Describe the direct costs of this proposed change here.</p> <p>Indirect Costs: Describe the indirect costs of the proposed change.</p> <p>Direct Benefits: Describe the direct benefits of this proposed change here.</p> <p>Indirect Benefits: Describe the indirect benefits of the proposed change.</p>	
(2) Present Monetized Values	Direct & Indirect Costs	Direct & Indirect Benefits
	(a) \$0.00	(b) \$0.00
(3) Other Costs & Benefits (Non-Monetized)	N/A	
(4) Alternatives	N/A	
(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
10	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	0	0	0	0
	(D/R):	0	0	0	0
DIBR	(M/A):	0	0	0	0
	(D/A):	0	0	0	0
	(M/R):	0	2	0	+2
	(D/R):	682	0	680	-680
					(M/A):
					(D/A):
					(M/R):02
					(D/R):-680

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).