

SMALL BUSINESS IMPACT STATEMENT

Agency submitting regulation: Department of Children, Youth and Families (DCYF)

Subject matter of regulation: Amending DCYF regulation as required by the Federal Administration for Children and Families to reflect changes in the Indian Child Welfare Act.

ERLID No:

Current Erlid: 5570

Statutory authority: 42-72-5

Other agencies affected: None

Other regulations that may duplicate or conflict with the regulation: None

Describe the scope and objectives of the regulation: This rule is amended to clarify the process of ensuring continuity for Native American children who are eligible for IV-E prior to the transfer of placement and care responsibility to a Tribal Title IV-E agency with a Title IV-E agreement. In fact, the only recognized tribe in RI does not currently have nor have any plan for a Tribal IV-E program, however, the law still requires us to define in public policy the process should this someday occur.

What was the rationale for establishing this regulation? If we do not comply our IV-E Plan will not be approved and we will lose all federal funding associated with IV-E, which is a major funder of DCYF operations and programming.

Does the rationale still exist? Yes

Is the rationale still relevant? Yes

Business industry (s) affected by the regulation: None

Types of businesses included in the industry (s): N/A

Total number of small businesses included in the regulated industry (s) Zero

Number of small businesses potentially subject to the proposed regulation: Zero

How often do small businesses contact your agency for assistance with clarification of the regulation and/or receive assistance with compliance issues? Never

What is the cost to your agency of establishing and enforcing this regulation? None

What would the consequences be if the regulation did not exist? The DCYF will lose a\$20 million federal IV-E funding.

Effective date used in cost estimate: 11/7/13

For each question below, please answer “yes” or “no” and offer a brief explanation.

1.	Yes	No X	Do small businesses have to create, file, or issue additional reports?
2.	Yes	No X	Do small businesses have to implement additional recordkeeping procedures?
3.	Yes	No X	Do small businesses have to provide additional administrative oversight?
4.	Yes	No X	Do small businesses have to hire additional employees in order to comply with the proposed regulation?
5.	Yes	No X	Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?
6.	Yes	No X	Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?
7.	Yes	No X	Are performance standards more appropriate than design standards?
8.	Yes	No X	Does the regulation require small businesses to cooperate with audits, inspections, or other regulatory enforcement activities?
9.	Yes	No X	Does the regulation have the effect of creating additional taxes and/or fees for small businesses?
10.	Yes	No X	Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?

11.	Yes	No X	Is the regulation likely to <i>deter</i> the formation of small businesses in RI?
12.	Yes	No X	Is the regulation likely to <i>encourage</i> the formation of small businesses in RI?
13.	Yes	No X	Can the regulation provide for less stringent compliance or reporting requirements for small businesses?
14.	Yes	No X	Can the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?
15.	Yes	No X	Can the compliance or reporting requirements be consolidated or simplified for small businesses?
16.	Yes	No X	Can performance standards for small businesses replace design or operational standards?
17.	Yes	No X	Are there alternative regulatory methods that would minimize the adverse impact on small businesses?
18.	Yes	No X	Have any small businesses or small business organizations been contacted during the preparation of this document? If so, please describe.