

**SMALL BUSINESS IMPACT STATEMENT**

**In order to accurately predict the impact the adoption, amendment, or repeal of a regulation will have on small businesses, the promulgating authority must conduct a thorough analysis that not only considers the potential effects of the action but also quantifies the costs, if any, associated with each. The questions below are designed to aid promulgating authorities in conducting their analysis.**

**Agency submitting regulation:**

Division of Motor Vehicles

**Subject matter of regulation:**

Rules establish eligibility criteria for evaluating the character, competency and fitness of applicants for chauffeur licenses and passenger and/or school bus endorsements to commercial driver licenses

**ERLID No:**

7,422

**Statutory authority:**

R.I.G.L. § 31-10.3-8, 31-10.3-14, 31-10-4

**Other agencies affected:**

None

**Other regulations that may duplicate or conflict with the regulation:**

None

**Describe the scope and objectives of the regulation:**

Rules establish eligibility criteria for evaluating the character, competency and fitness of applicants for chauffeur licenses and passenger and/or school bus endorsements to commercial driver licenses.

**What was the rationale for establishing this regulation?**

There is no statutory criteria for eligibility for chauffeur certificates or school bus and passenger endorsements. Eligibility requirements are left to the Administrator to set forth in rules and regulations.

**Does the rationale still exist?**

Yes

**Is the rationale still relevant?**

Yes

**Business industry (s) affected by the regulation:**

School bus companies, any company employing drivers who operate motor vehicles for hire and require a chauffeur certificate (taxi, limo, charter bus etc.)

**Types of businesses included in the industry (s):**

Taxi, limo, bus services

**Total number of small businesses included in the regulated industry (s) (Please see the attached guidance documents for assistance determining the total number of small businesses)**

I identified nine industries with a total of one business listed.

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

According to the SBA site only one small business would be affected.

**How often do small businesses contact your agency for assistance with clarification of the regulation and/or receive assistance with compliance issues?**

NA - New adoption

**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?**

Applications must be weighed on a one on one basis and can sometimes result in court appeals because there are not set criteria

**Effective date used in cost estimate:**

September 1, 2013

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**For each question below, please answer “yes” or “no” and offer a brief explanation. Please describe any facts, data, views, arguments, or other input from small businesses, organizations or any other sources that were used to quantify the impacts outlined below.**

1.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<b>Do small businesses have to create, file, or issue additional reports?</b> <input type="text"/>
2.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<b>Do small businesses have to implement additional recordkeeping procedures?</b> <input type="text"/>
3.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<b>Do small businesses have to provide additional administrative oversight?</b> <input type="text"/>
4.	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<b>Do small businesses have to hire additional employees in order to comply with the proposed regulation?</b> <input type="text"/>

5.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?</b></p> <div data-bbox="444 281 1528 407" style="border: 1px solid black; height: 60px;"></div>
6.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?</b></p> <div data-bbox="444 520 1528 756" style="border: 1px solid black; height: 112px;"></div>
7.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Are performance standards more appropriate than design standards?</b></p> <div data-bbox="444 865 1528 991" style="border: 1px solid black; height: 60px;"></div>
8.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Does the regulation require small businesses to cooperate with audits, inspections, or other regulatory enforcement activities?</b></p> <div data-bbox="444 1140 1528 1266" style="border: 1px solid black; height: 60px;"></div>
9.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Does the regulation have the effect of creating additional taxes and/or fees for small businesses?</b></p> <div data-bbox="444 1421 1528 1547" style="border: 1px solid black; height: 60px;"></div>
10.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?</b></p> <div data-bbox="444 1703 1528 1829" style="border: 1px solid black; height: 60px;"></div>

11.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Is the regulation likely to <i>deter</i> the formation of small businesses in RI?</b></p> <div data-bbox="441 254 1528 443" style="border: 1px solid black; height: 90px;"></div>
12.	Yes  <input type="checkbox"/>	No  <input type="checkbox"/>	<p><b>Is the regulation likely to <i>encourage</i> the formation of small businesses in RI?</b></p> <div data-bbox="441 541 1528 674" style="border: 1px solid black; height: 63px;"></div>
13.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Can the regulation provide for less stringent compliance or reporting requirements for small businesses?</b></p> <div data-bbox="441 800 1528 926" style="border: 1px solid black; height: 60px;"></div>
14.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Can the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?</b></p> <div data-bbox="441 1058 1528 1184" style="border: 1px solid black; height: 60px;"></div>
15.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Can the compliance or reporting requirements be consolidated or simplified for small businesses?</b></p> <div data-bbox="441 1318 1528 1451" style="border: 1px solid black; height: 63px;"></div>
16.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Can performance standards for small businesses replace design or operational standards?</b></p> <div data-bbox="441 1570 1528 1835" style="border: 1px solid black; height: 126px;"></div>

17.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Are there alternative regulatory methods that would minimize the adverse impact on small businesses?</b></p> <div data-bbox="440 281 1528 407" style="border: 1px solid black; height: 60px;"></div>
18.	Yes  <input type="checkbox"/>	No  <input checked="" type="checkbox"/>	<p><b>Have any small businesses or small business organizations been contacted during the preparation of this document? If so, please describe.</b></p> <div data-bbox="440 522 1528 648" style="border: 1px solid black; height: 60px;"></div>