

## Department of Planning and Budget 2009 Fiscal Impact Statement

**1. Bill Number:** HB2032

House of Origin      X      Introduced                  Substitute                  Engrossed  
Second House                 In Committee              Substitute                  Enrolled

**2. Patron:**        Marshall, D.W.

**3. Committee:** General Laws

**4. Title:**            **Department of Professional and Occupational Regulation; mold inspectors and remediators.**

**5. Summary:** The bill provides for the licensure of mold inspectors and mold remediators by the Board for Asbestos, Lead, and Home Inspectors. The bill increases the membership of this board by two members to include a mold inspector and a mold remediator.

**6. Fiscal Impact Estimates:** Preliminary

**6a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2009	0	0.00	NGF
2010	23,624	0.00	NGF
2011	8,562	0.00	NGF
2012	8,562	0.00	NGF
2013	8,562	0.00	NGF
2014	8,562	0.00	NGF
2015	8,562	0.00	NGF

**6b. Revenue Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2009	0	NGF
2010	0	NGF
2011	18,750	NGF
2012	18,750	NGF
2013	18,750	NGF
2014	18,750	NGF
2015	18,750	NGF

**7. Budget Amendment Necessary:** No. The department will request funds administratively for additional costs in FY 2010. Ongoing costs can be absorbed within current funding levels.

**8. Fiscal Implications:** This bill increases the administrative and regulatory responsibilities of the Department of Professional and Occupational Regulation (DPOR) by creating responsibility for implementing and administering a licensing requirement for mold inspection and remediation. The licensing program would be added to the Board for

Asbestos, Lead, and Home Inspectors. The department estimates that approximately 500-1,000 individuals would be licensed through this program.

Board regulations will be revised to reflect the new requirements, requiring 8 additional board meetings in FY 2010 at a cost of \$17,124. The board is also expected to meet an additional 4 times annually in future years as a result of this program, at a cost of \$8,562.

Postage and printing costs for the new regulations will be \$1,500 in FY 2010 only. The cost of court reporters for public hearings is expected to be \$1,000 in FY 2010 only. The cost of examination development is expected to be \$4,000 in FY 2010 only.

Total costs are projected to be \$23,624 in FY 2009, and \$8,562 in future years.

Revenue: In accordance with the provisions of section 54.1-113 (Callahan Act) of the Code of Virginia, licensing fees are established at rates adequate to cover a program's operating costs and a proportionate share of agency support costs.

The board's current fee for individual application and annual license renewal is \$25. Assuming about 750 new licensees, revenue is expected to be about \$18,750 annually, with the first license fees collected in FY 2011.

**9. Specific Agency or Political Subdivisions Affected:** The Department of Professional and Occupational Regulation

**10. Technical Amendment Necessary:** No

**11. Other Comments:** The second enactment clause states that the provisions of the first enactment of the act shall become effective on July 1, 2010, except that the provisions of section 54.1-500.1 of the Code of Virginia shall become effective on July 1, 2009.

The third enactment clause states that the Virginia Board of Asbestos, Lead, Mold, and Home Inspectors shall promulgate regulations to implement the provisions of this act to be effective within 280 days of its enactment.

**Date:** 1/23/2009 dpbbrb

**Document:** G:\FIS 2009\DPOR\HB2032.doc

cc: Secretary of Commerce and Trade