

**AGENCY FOR PERSONS WITH DISABILITIES
OFFICE OF THE GENERAL COUNSEL**

Proposed Rule: Is a SERC Required

Division: Agency for Persons with Disabilities
Rule: 65G-4.0213, .0214, .0215, .0216, .0217, and .0218

Please remember to analyze the impact of the rule, NOT the statute, when completing this form.

I. Adverse Impact Determination

- a. Economic? (Check all that apply.)
- Increased fees to be paid by licensee, applicant, registrant, etc.
 - Increased costs of doing business (equipment, software, etc.)
 - Increased personnel costs (additional employees, insurance, overtime, training, etc.)
 - Decreased opportunity for profit (limits on fees, scope of business/practice, ability to partner with others, etc.)
- b. Non-economic? (Check all that apply.)
- Increased time and effort to comply (forms, tests, etc.)
 - Increased need for specialized knowledge (legal, technical, etc.)

If any of the above boxes are checked, answer "Yes," then continue to the next section. If no boxes are checked, answer "No," and skip to Section III below. Yes No

II. Small Business Determination

- a. Are any of the affected entities a "small business?" (Check all that apply.)
- 200 or less **permanent full-time** employees;
 - Net worth less than \$5 million (including value of affiliates);
 - Independently owned and operated (NOT a subsidiary of another entity); **AND,**
 - Engaged in a commercial enterprise?

If **ALL** of the preceding boxes are checked, answer "Yes," and skip to Section III below.
If you did not check **ALL** of the above boxes, check "No," then continue to the next qualification.
 Yes No

- b. Small Business Certification
- Does any affected entity have Small Business Administration 8(a) certification?
 Yes (see, www.ccr.gov) No

If the answers to I and II are "Yes," the agency must prepare a SERC.

III. Regulatory Cost Increase Determination

- Direct:
- a. Increased Regulatory Cost: none
 - b. Number of Entities Impacted: none
 - c. Multiply a. times b.: 0
 - d. Is c. greater than \$200,000? Yes No
- Indirect:
- e. Any ascertainable indirect costs? Yes No
 - f. Amount of Indirect Cost: none
 - g. Number of Entities Impacted: none
 - h. Multiply g. times f.: 0

- i. Is h. greater than \$200,000? Yes No
j. Is h. plus c. greater than \$200,000? Yes No

If the answer to d., i., or j. is "Yes," the agency must prepare a SERC.

Prepared By (type name): Danielle Thompson

Date (type date): November 10, 2020

To be certified by the agency head, if the agency is within the purview of the Governor; otherwise, certified by the agency's legal counsel or other appropriate person.

Is a SERC required? Yes No

Name: Barbara Palmer
(Print Name)

Barbara Palmer
(Signature)

Title: Director - Agency for Persons with Disabilities

Date: 11/12/2020

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