

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 54.1-2410 of the Code of Virginia, relating to the Practitioner*
3 *Self-Referral Act.*

4
5 Approved

[S 565]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 54.1-2410 of the Code of Virginia is amended and reenacted as follows:**

8 § 54.1-2410. Definitions.

9 As used in this chapter or when referring to the Board of Health Professions regulatory authority
10 therefor, unless the context requires a different meaning:

11 "Board" means the Board of Health Professions.

12 "Community" means a city or a county.

13 "Demonstrated need" means (i) there is no facility in the community providing similar services and
14 (ii) alternative financing is not available for the facility, or (iii) such other conditions as may be
15 established by Board regulation.

16 "Entity" means any person, partnership, firm, corporation, or other business, *including adult care*
17 *residences as defined in § 63.1-172*, that delivers health services.

18 "Group practice" means two or more health care practitioners who are members of the same legally
19 organized partnership, professional corporation, not-for-profit corporation, faculty practice or similar
20 association in which (i) each member provides substantially the full range of services within his licensed
21 or certified scope of practice at the same location as the other members through the use of the
22 organization's office space, facilities, equipment, or personnel; (ii) payments for services received from a
23 member are treated as receipts of the organization; and (iii) the overhead expenses and income from the
24 practice are distributed according to methods previously determined by the members.

25 "Health services" means any procedures or services related to prevention, diagnosis, treatment, and
26 care rendered by a health care worker, regardless of whether the worker is regulated by the
27 Commonwealth.

28 "Immediate family member" means the individual's spouse, child, child's spouse, stepchild, stepchild's
29 spouse, grandchild, grandchild's spouse, parent, stepparent, parent-in-law, or sibling.

30 "Investment interest" means the ownership or holding of an equity or debt security, including, but not
31 limited to, shares of stock in a corporation, interests or units of a partnership, bonds, debentures, notes,
32 or other equity or debt instruments, except investment interests in a hospital licensed pursuant to Article
33 1 (§ 32.1-123 et seq.) of Chapter 5 of Title 32.1.

34 "Investor" means an individual or entity directly or indirectly possessing a legal or beneficial
35 ownership interest, including an investment interest.

36 "Office practice" means the facility or facilities at which a practitioner, on an ongoing basis, provides
37 or supervises the provision of health services to consumers.

38 "Practitioner" means any individual certified or licensed by any of the health regulatory boards within
39 the Department of Health Professions, except individuals regulated by the Board of Funeral Directors
40 and Embalmers or the Board of Veterinary Medicine.

41 "Referral" means to send or direct a patient for health services to another health care practitioner or
42 entity outside the referring practitioner's group practice or office practice or to establish a plan of care
43 which requires the provision of any health services outside the referring practitioner's group practice or
44 office practice.

ENROLLED

SB565ER