

VIRGINIA ACTS OF ASSEMBLY -- 2007 SESSION

CHAPTER 8

An Act to amend and reenact Chapter 912 of the Acts of Assembly of 2000, as amended by Chapters 85 and 91 of the Acts of Assembly of 2004, relating to amendment of certain certificate of public need.

[S 740]

Approved February 19, 2007

Be it enacted by the General Assembly of Virginia:

1. That Chapter 912 of the Acts of Assembly of 2000, as amended by Chapters 85 and 91 of the Acts of Assembly of 2004, is amended and reenacted as follows:

§ 1. Amendment of certain certificate of need authorized.

Notwithstanding the provisions of subdivision 6 of § 32.1-102.3:2 as in effect on June 30, 1996, the Commissioner of Health may accept and approve a request to amend the conditions of a certificate of public need issued to a continuing care provider registered with the State Corporation Commission pursuant to Chapter 49 (§ 38.2-4900 et seq.) of Title 38.2 for an increase in beds in which nursing facility or extended care services are provided to allow such continuing care provider to continue, until July 1, ~~2008~~ 2013, to admit patients, other than contract holders, with whom the facility has an agreement with the individual responsible for the patient for private payment of the costs upon the following conditions being met: (i) the continuing care community is established for the care of retired military personnel and their spouses, widows or widowers and (ii) the facility's contract holder occupancy rate is less than 85 percent.