

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

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

4 [S 740]

5 Approved

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

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

9 § 1. Amendment of certain certificate of need authorized.

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

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