

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend a certain certificate of public need.*

3 [H 1456]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 1. *§ 1. Amendment of certain certificate of public need authorized.*

7 *Notwithstanding the provisions of subdivision 10 of § 32.1-102.3:2 of the Code of Virginia as in*  
8 *effect on June 30, 1996, or the provisions of Chapter 868 of the Acts of Assembly of 2000, Chapter 486*  
9 *of the Acts of Assembly of 2003, Chapter 776 of the Acts of Assembly of 2006, and Chapter 394 of the*  
10 *Acts of Assembly of 2009, the Commissioner of Health may accept and approve a request, pursuant to*  
11 *this act, to amend the conditions of a certificate of need issued for an increase in beds in which nursing*  
12 *facility or extended care services are provided to allow such facility to continue to admit persons, other*  
13 *than residents of the cooperative units, to its nursing facility beds when such facility (i) is operated by*  
14 *an association described in § 55-458 of the Code of Virginia; (ii) was created in connection with a real*  
15 *estate cooperative; (iii) offers its residents a level of nursing services consistent with the definition of*  
16 *continuing care in Chapter 49 (§ 38.2-4900 et seq.) of Title 38.2 of the Code of Virginia; and (iv) was*  
17 *issued a certificate of need prior to October 3, 1995.*

ENROLLED

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