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HOUSE BILL NO. 1868

House Amendments in [] - February 3, 2015

A *BILL to amend the Code of Virginia by adding in Article 7.1 of Chapter 5 of Title 32.1 a section numbered [~~32.1-162.16~~ 32.1-162.15:1] , relating to unlawful advertising as a home care organization.*

Patron Prior to Engrossment—Delegate Krupicka

Referred to Committee on Health, Welfare and Institutions

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 7.1 of Chapter 5 of Title 32.1 a section numbered [~~32.1-162.16~~ 32.1-162.15:1] as follows:

§ [~~32.1-162.16~~ 32.1-162.15:1] . *Unlawful advertising as a home care organization.*

It shall be unlawful for any person not licensed as a home care organization pursuant to this article or exempt from licensure pursuant to subsection 3 of § 32.1-162.8, or whose license as a home care organization has been suspended or revoked, or whose license as a home care organization has lapsed and has not been renewed to [knowingly] advertise or market himself as or otherwise hold himself out to be a home care organization or to otherwise assert or imply that he is licensed to provide home health, personal care, or pharmaceutical services. [For the purposes of this section, a person who solely offers referrals of independent providers of home care or personal care services, and who advertises or markets himself as such, shall not be deemed to be holding himself out as, or asserting or implying that he is, a home care organization or otherwise licensed to provide home health or personal care services.]

[B. No licensed home care organization shall hold itself out as providing [home care] services other than those that the home care organization is licensed to provide.]

REENGROSSED

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