

# VIRGINIA ACTS OF ASSEMBLY -- 2018 SESSION

## CHAPTER 248

*An Act to require the State Board of Social Services to amend certain regulations related to staffing of assisted living facilities providing care for adults with serious cognitive impairments.*

[H 1439]

Approved March 9, 2018

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

1. *§ 1. That the State Board of Social Services shall amend regulations governing staffing of assisted living facilities that provide care for adults with serious cognitive impairments who cannot recognize danger or protect their own safety and welfare to allow an exception to the requirements that at least two direct care staff members who are awake, on duty, and responsible for the care and supervision of residents be in each building at all times when residents are present for assisted living facilities that are licensed for 10 or fewer residents if no more than three of the residents have serious cognitive impairments.*
2. **That an emergency exists and this act is in force from its passage.**
3. **That the Board of Social Services shall promulgate regulations to implement the provisions of this act to be effective within 280 days of its enactment.**
4. **That the Commissioner of Social Services shall not enforce the provisions of 22VAC40-73-1020, as it shall become effective, in cases involving assisted living facilities that are licensed for 10 or fewer residents if no more than three of the residents have serious cognitive impairments.**