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HOUSE BILL NO. 1439

House Amendments in [] — February 6, 2018

A BILL 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.

Patron Prior to Engrossment—Delegate Sickles

Referred to Committee on Health, Welfare and Institutions

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 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 and that there be sufficient direct care staff to provide sight and sound supervision to all residents who cannot recognize danger or protect their own safety and welfare during all trips away from the assisted living facility 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.]

ENGROSSED

HB1439E