1    **VIRGINIA ACTS OF ASSEMBLY — CHAPTER**

2    *An Act to amend and reenact § 2.1-760 of the Code of Virginia and to amend the Code of Virginia by*
3    *adding in Chapter 47 of Title 2.1 a section numbered 2.1-768.1, relating to home health services.*

4                                                                                          [S 1196]
5                                        Approved

6    **Be it enacted by the General Assembly of Virginia:**
7    **1. That § 2.1-760 of the Code of Virginia is amended and reenacted and that the Code of Virginia**
8    **is amended by adding in Chapter 47 of Title 2.1 a section numbered 2.1-768.1 as follows:**
9        § 2.1-760. Definitions.
10       As used in this chapter, unless the context requires otherwise:
11       "Council" means the Virginia Interagency Coordinating Council.
12       "Early intervention services" means services provided through Part H of the Individuals with
13   Disabilities Education Act (20 U.S.C. § 1471 et seq.)*, as amended,* designed to meet the developmental
14   needs of each child and the needs of the family related to enhancing the child's development and
15   provided to children from birth to age three who have (i) a twenty-five percent developmental delay in
16   one or more areas of development, (ii) atypical development, or (iii) a handicapping condition. *Early*
17   *intervention services provided in the child's home in accordance with this chapter shall not be construed*
18   *to be home health services as referenced in § 32.1-162.7.*
19       "Participating agencies" means the Departments of Health, of Education, of Medical Assistance
20   Services, of Mental Health, Mental Retardation and Substance Abuse Services, and of Social Services;
21   the Departments for the Deaf and Hard-of-Hearing, for the Visually Handicapped, and for Rights of
22   Virginians with Disabilities; and the Bureau of Insurance within the State Corporation Commission.
23       *§ 2.1-768.1. License not required.*
24       *Notwithstanding the provisions of § 32.1-162.9, no person who provides early intervention services in*
25   *accordance with this chapter shall be required to be licensed as a home care organization to provide*
26   *these services in a child's home.*