

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act relating to authorization for amendment of certain certificate of public need.*

3 [H 1747]

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 as in effect on June 30, 1996, or  
8 the provisions of Chapter 868 of the Acts of Assembly of 2000, the Commissioner of Health may accept  
9 and approve a request, pursuant to this act, to amend the conditions of a certificate of public need  
10 issued for an increase in beds in which nursing facility or extended care services are provided to allow  
11 such facility to continue to admit persons, other than residents of the cooperative units, to its nursing  
12 facility beds for three years from the date of issuance of a certificate of occupancy for the third mid-rise  
13 residential unit building associated with such facility or June 30, 2006, whichever shall occur first,  
14 when such facility (i) is operated by an association described in § 55-458; (ii) was created in  
15 connection with a real estate cooperative; (iii) offers its residents a level of nursing services consistent  
16 with the definition of continuing care in Chapter 49 (§ 38.2-4900 et seq.) of Title 38.2; and (iv) was  
17 issued a certificate of public need prior to October 3, 1995.

ENROLLED

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