

# VIRGINIA ACTS OF ASSEMBLY -- 2011 RECONVENED SESSION

## CHAPTER 808

*An Act to amend and reenact § 54.1-2912.3 of the Code of Virginia, relating to competency assessments of certain health professionals.*

[H 2229]

Approved April 6, 2011

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

**1. That § 54.1-2912.3 of the Code of Virginia is amended and reenacted as follows:**

§ 54.1-2912.3. Competency assessments of certain practitioners.

The Board shall require an assessment of the competency of any person ~~licensed~~ *holding an active license* under this chapter on whose behalf three *separate* medical malpractice judgments or medical malpractice settlements of more than ~~\$10,000~~ *\$75,000 each* are paid within the most recent 10-year period. The assessment shall be accomplished in ~~42~~ *18* months or less by a program acceptable to the Board. The licensee shall bear all costs of the assessment. The results of the assessment shall be reviewed by the Board and the Board shall determine a plan of corrective action or appropriate resolution pursuant to the assessment. The assessment, related documents and the processes shall be governed by the confidentiality provisions of § 54.1-2400.2 and shall not be admissible into evidence in any medical malpractice action involving the licensee. The Board shall ~~report~~ *post* annually ~~to the General Assembly~~ the number of competency assessments undertaken *on its website*.