

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to authorize a certain certificate of public need in Planning District 11.*

3 [H 2453]

4 Approved

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

6 **1.** § 1. *That, notwithstanding the provisions of § 32.1-102.3:2 of the Code of Virginia, any regulations*
7 *of the Board of Health, or provisions of any current Request for Applications, the Commissioner of*
8 *Health shall accept applications for, including applications filed prior to the passage of this act, and*
9 *may issue a certificate of public need authorizing an increase of no more than 50 nursing home beds*
10 *for the establishment of a new 90-bed nursing home in Planning District 11, provided that (i) any such*
11 *application to establish a new 90-bed nursing home in Planning District 11 shall also propose the*
12 *replacement and relocation of all nursing home beds of an existing nursing home located in Planning*
13 *District 11, licensed as of December 31, 2010, of no more than 45 licensed beds, all of which shall be*
14 *relocated to the new 90-bed nursing home; (ii) Virginia Health Information shall have reported that the*
15 *fiscal year 2009 occupancy rate of the nursing home to be replaced was at least 85 percent; and (iii)*
16 *such new 90-bed nursing home shall be located in the city or county that is adjacent to the city or*
17 *county of the nursing home that shall be replaced and relocated.*

18 **2. That an emergency exists and this act is in force from its passage.**

ENROLLED

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