

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 32.1-162.10 of the Code of Virginia, relating to home care*
3 *organizations; inspections.*

4
5 Approved

[H 476]

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

7 **1. That § 32.1-162.10 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 32.1-162.10. Inspections; fees.**

9 ~~The Commissioner may cause each home care organization licensed under this article to be~~
10 ~~periodically inspected at reasonable times. State agencies shall make or cause to be made only such~~
11 ~~inspections of home care organizations as are necessary to carry out the various obligations imposed on~~
12 ~~each agency by applicable state and federal laws and regulations. Any on-site inspection by a state~~
13 ~~agency or a division or unit thereof that substantially complies with the inspection requirements of any~~
14 ~~other state agency or any other division or unit of the inspecting agency charged with making similar~~
15 ~~inspections shall be accepted as an equivalent inspection in lieu of an on-site inspection by said agency~~
16 ~~or by a division or unit of the inspecting agency. A state agency shall coordinate its inspections of home~~
17 ~~care organizations both internally and with those required by other state agencies so as to ensure that~~
18 ~~the requirements of this section are met.~~

19 ~~Notwithstanding the foregoing or any other provision of this article, any home care organization~~
20 ~~which has any provision of law to the contrary, all home care organizations licensed by the Department~~
21 ~~of Health that have been certified under the provisions of Title XVIII of the Social Security Act for home~~
22 ~~care services or have obtained accreditation or has been certified as provided in subdivision 3 of~~
23 ~~§ 32.1-162.8 by any organization recognized by the Centers for Medicare and Medicaid Services for the~~
24 ~~purposes of Medicare certification may be subject to inspection so long as such accreditation or~~
25 ~~certification is maintained but only to the extent necessary to ensure the public health and safety. If any~~
26 ~~such home care organization fails to comply with the provisions of this article or with the regulations of~~
27 ~~the Board relating to public health and safety, the Commissioner is authorized to revoke the exemption~~
28 ~~from licensure and require such organization to be relicensed before it can again qualify for an~~
29 ~~exemption pursuant to § 32.1-162.8.~~

ENROLLED

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