

From: Williams, Edwina (VDSS) <edwina.williams@dss.virginia.gov>
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To: DSS_LICENSING@LISTSERV.COV.VIRGINIA.GOV <DSS_LICENSING@LISTSERV.COV.VIRGINIA.GOV>
Subject: Legislation that passed in the 2024 General Assembly

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Edwina Williams
Program Support Technician / Intake Analyst
Virginia Department of Social Services
Division of Licensing Programs
5600 Cox Road, Glen Allen, VA 23060
(804) 726-7165 www.dss.virginia.gov



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COMMONWEALTH of VIRGINIA

DEPARTMENT OF SOCIAL SERVICES

DATE: June 5, 2024

TO: Assisted Living Facilities

FROM: Tara Ragland, Director
Division of Licensing Programs

SUBJECT: 2024 Legislative Information

The purpose of this memorandum is to inform you of the legislation that passed in the 2024 General Assembly session that affects assisted living facilities.

[House Bill 511](#)

This bill amends and reenacts § 54.1-2408.4 of the Code of Virginia, adding assisted living facilities to the list of eligible employers allowing ALF administrators licensed, certified, or registered in another state or the District of Columbia to temporarily practice for one 90-day period, provided that the ALF administrator is contracted by or has received an offer of employment in Virginia and certain other conditions are met.

The ALF and ALF administrator shall adhere to the following requirements outlined in § 54.1-2408.4 of the Code of Virginia to be eligible for the temporary practice period:

1. The out-of-state ALF administrator shall be contracted by or have received an offer of employment in the Commonwealth from an assisted living facility;
2. The assisted living facility shall verify that the out-of-state ALF administrator possesses an active and unencumbered license, certification, or registration in another state or the District of Columbia;
3. The assisted living facility shall obtain a report from the [National Practitioner Data Bank](#) if the applicant is subject to reporting; and
4. Prior to the out-of-state ALF administrator practicing, the assisted living facility shall notify the Virginia Board of Long-Term Care Administrators that the out-of-state ALF administrator is employed or under contract and will practice under the

temporary authorization. This notice shall include the out-of-state ALF administrator's out-of-state license, certification, or registration number and a statement that such ALF administrator meets all of the requirements set forth in § 54.1-2408.4 of the Code of Virginia.

The Virginia Board of Long-Term Care Administrator's Out-of-State Temporary Practitioner Reporting form will be updated July 1, 2024 and can be accessed [here](#).

Out-of-state ALF administrators practicing under a temporary authorization pursuant to § 54.1-2408.4 of the Code of Virginia shall be subject to the laws and regulations of the Commonwealth and shall be subject to disciplinary action by the Virginia Board of Long-Term Care Administrators.

This legislation is effective July 1, 2024.

[Senate Bill 173](#)

This bill renames “adult day care centers” to “adult day centers” throughout the Code of Virginia to increase person-centered focus on adult settings. VDSS will update applicable regulations, forms, websites, and other documents as needed to reflect this change. This bill is identical to [House Bill 1498](#).

This legislation is effective July 1, 2024.

[House Bill 349](#)

This bill amends and reenacts §§ 54.1-3041 and 54.1-3042 of the Code of Virginia, directing the Department of Health and Board of Nursing to develop regulations to permit advanced medication aides to administer drugs that would otherwise be self-administered to residents in a certified nursing facility. Advanced medication aides shall be registered with the Board of Nursing and shall also be authorized to administer drugs to residents in an assisted living facility.

This bill requires the Board of Nursing to convene a work group to develop education and training requirements for advanced medication aides and to report recommendations to the Senate Committee on Education and Health and the House Committee on Health and Human Services by November 1, 2024.

This bill has a delayed effective date of July 1, 2025.

Please contact your licensing inspector if you have any questions.