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Title 12@ HEALTH

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Agency 5@ DEPARTMENT OF HEALTH

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Chapter 371@ REGULATIONS FOR THE LICENSURE OF NURSING FACILITIES

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Part I@ Definitions and General Information

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Section 12VAC5-371-30@ License

12VAC5-371-30 License

A.

This chapter is not applicable to: 1. Those entities listed in § 32.1-124 of the Code of Virginia; and 2. Facilities established or operated for the practice of religious tenets pursuant to § 32.1-128 of the Code of Virginia, except that such facilities shall comply with the statutes and regulations on environmental protection and life safety.

1.

Those entities listed in § 32.1-124 of the Code of Virginia; and

2.

Facilities established or operated for the practice of religious tenets pursuant to § 32.1-128 of the Code of Virginia, except that such facilities shall comply with the statutes and regulations on environmental protection and life safety.

B.

A license to operate a nursing facility is issued to a person or organization. An organization may be a partnership, association, corporation, or public entity.

C.

Each license and renewal thereof shall be issued for one year. A nursing facility shall operate within the terms of its license, which include the: 1. Name of the nursing facility; 2. Name of the operator; 3. Physical location of the nursing facility; 4. Maximum number of beds allowed; and 5. Date the license expires.

1.

Name of the nursing facility;

2.

Name of the operator;

3.

Physical location of the nursing facility;

4.

Maximum number of beds allowed; and

5.

Date the license expires.

D.

A separate license shall be required for nursing facilities maintained on separate premises, even though they are owned or are operated under the same management.

E.

Every nursing facility shall be designated by a permanent and unique name.

F.

The number of resident beds allowed in a nursing facility shall be determined by the department. Requests to increase beds must be made in writing and must include an approved Certificate of Public Need, except as provided in 12VAC5-371-40 G.

G.

Nursing facility units located in and operated by hospitals shall be licensed under Regulations for the Licensure of Hospitals in Virginia (12VAC5-410). Approval for such units shall be included on the annual license issued to each hospital.

H.

Any person establishing, conducting, maintaining, or operating a nursing facility without a license shall be guilty of a Class 6 felony.