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1 **SENATE BILL NO. 241**

2 Offered January 14, 2026

3 Prefiled January 12, 2026

4 *A BILL to amend and reenact § 32.1-162.9 of the Code of Virginia, relating to home care organizations;*
5 *licensure.*

6 Patron—Head

7 Referred to Committee on Education and Health

8 **Be it enacted by the General Assembly of Virginia:**9 **1. That § 32.1-162.9 of the Code of Virginia is amended and reenacted as follows:**10 **§ 32.1-162.9. Licenses required; renewal thereof.**11 A. No person shall establish or operate a home care organization without a license issued pursuant to this
12 article unless he is exempt from licensure pursuant to § 32.1-162.8. No license to establish or operate a home
13 care organization shall be issued to any person who has been sanctioned pursuant to 42 U.S.C. § 1320a-7b.14 B. The Commissioner shall issue or renew a license to establish or operate a home care organization upon
15 application therefor on a form and accompanied by a fee prescribed by the Board if the Commissioner finds
16 that the home care organization is in compliance with the provisions of this article and regulations of the
17 Board; ~~unless the Commissioner determines that no reciprocal agreement for the licensing of home care
18 organizations has been entered into by the Commonwealth with the state in which the applicant resides or
19 with the state in which the applicant's home care organization is licensed to operate. No license to establish or
20 operate a home care organization shall be issued or renewed until such time as all existing home care
21 organizations have been inspected by the Commissioner.~~ The Commissioner shall not issue or renew a
22 license to establish or operate a home care organization to any applicant who has been sanctioned pursuant to
23 42 U.S.C. § 1320a-7b.24 C. Any licensed home care organization may establish one or more branch offices serving portions of the
25 total geographic area served by the licensee, provided that each branch office operates under the supervision
26 and administrative control of the licensee. The address of each branch office at which services are provided
27 by the licensee shall be submitted to the Department and included on any license issued to the licensee.
28 Branch offices shall be operated under the initial license issued to the home care organization and shall not be
29 required to obtain an additional license. Upon receipt of notice that a home care organization has established
30 a branch office that meets the criteria set forth in this subsection, the Department shall issue an updated
31 license including the address of the newly established branch office to the home care organization within 10
32 business days. *No home care organization shall maintain its office in a private residence or virtual office.*33 D. Every applicant for an initial license to establish or operate a home care organization shall include as
34 part of his application proof of initial reserve operating funds in an amount determined by the Board, which
35 shall be sufficient to ensure operation of the home care organization for the three-month period after a license
36 to operate has been issued. Such funds may include cash, cash equivalents that are readily convertible to
37 known amounts of cash and that present insignificant risk of change in value, borrowed funds that are
38 immediately available to the applicant, or a line of credit that is immediately available to the applicant. Proof
39 of funds sufficient to meet the requirements of this subsection shall include a current balance sheet
40 demonstrating availability of cash or cash equivalents, including all borrowed funds, sufficient to meet the
41 requirement for initial reserve operating funds together with a letter from the officer of the bank or other
42 financial institution where the funds are held or a letter of credit from a lender demonstrating the current
43 availability of a line of credit and the amount thereof.

44 E. Every such license shall expire on the third anniversary of its issuance or renewal.

45 F. The activities and services of each applicant for issuance or renewal of a home care organization
46 license shall be subject to an inspection or examination by the Commissioner to determine if the home care
47 organization is in compliance with the provisions of this article and regulations of the Board.

48 G. No license issued pursuant to this article may be transferred or assigned.

49 H. Upon renewal of a license, the Department shall not require a home care organization to submit
50 financial documents other than those required for initial licensure.51 **2. That the Virginia Department of Health Office of Licensure and Certification shall develop
52 interpretative guidelines for regulations related to home care organizations that shall be made
53 available upon request. Such guidelines shall describe how regulations shall be applied to home care
54 organizations.**

INTRODUCED

SB241