



Exempt Action Final Regulation Agency Background Document

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) citation	22VAC40-72
Regulation title	Standards for Licensed Assisted Living Facilities
Action title	Information for Licensure-ALF
Final agency action date	April 18, 2013
Document preparation date	April 18, 2013

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

These regulatory changes will bring the Standards for Licensed Assisted Living Facilities into conformity with changes made to §§ 63.2-1702 and 63.2-1707 of the Code of Virginia by the 2013 Session of the General Assembly (Chapters 182 and 545 of the 2013 Acts of Assembly).

Specifically, the changes:

- Delete subdivision B 1 of 22VAC40-72-50 (Licensee), stating that the licensee shall give evidence of financial responsibility. The remainder of this subsection has been renumbered to reflect this deletion.
- Delete subdivision B 6 of 22VAC40-72-50, requiring the licensee to develop and maintain an operating budget sufficient to ensure adequate funds for all aspects of operation. The remainder of this subsection has been renumbered to reflect this deletion.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

The State Board of Social Services took final action on Standards for Licensed Assisted Living Facilities, 22VAC40-72, on April 18, 2013.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

This regulatory action does not have a direct impact on families and family stability. It will change the financial documentation reviewed by DSS to determine the financial responsibility of applicants for licensure.