

I. SHPDA Administrative Report

A. Contested Cases

For the following projects no vote was required because the recommended order of the Administrative Law Judge becomes the final order of the Agency when no exceptions have been filed. No exceptions were filed.

AL2016-012 RehabCare Development 5, LLC d/b/a Kindred Rehabilitation Hospital Baldwin County, Baldwin County, Region VI: Proposes to acquire and relocate twenty-five (25) inpatient physical rehab beds from Foley Hospital Corporation d/b/a South Baldwin Regional Medical Center in Baldwin County, Region VI. Administrative Law Judge approved this project with specific language that shall be inserted into box 7 of the Certificate of Need.

AL2016-014, Gulf Health Hospitals, Inc. d/b/a Thomas Hospital, Fairhope, AL: Proposes to relocate twelve (12) inpatient rehabilitation beds from J.L. Bedsole/Rotary Hospital. Administrative Law Judge approved this project.

II. Certificate of Need Program

A. AL2016-021, Bio-Medical Applications of Alabama, Inc. d/b/a FMC Tombigbee, Jackson, AL: Proposes to expand the existing twenty-four (24) station End Stage Renal Diseases Dialysis Treatment Center through the addition of one (1) home training station. **Opposition: None.**

Approved

III. Reviewability Determinations and Pending Reviewability Determinations

A. Reviewability Determinations

RV2016-016, Comfort Care Coastal Hospice, LLC d/b/a Comfort Care Coastal Hospice-Mobile requests to relocate the hospice administrative office from 3280 Dauphin St., Bldg. B, Ste. 129, Mobile, AL 36608 to 709 Azalea Rd., Ste. A1, Mobile, AL 36609. **Status: Non-Reviewable**

RV2016-017, Capitol Hill Health and Rehabilitation Center, requests to provide outpatient physical rehabilitation services. **Status: Non-Reviewable**

RV2016-018, LHCG XXXIX, LLC d/b/a Keller Home Care, requests to relocate the hospice administrative office located within Colbert County to 1404 East Avalon Avenue, Ste. D, Tuscumbia, AL. **Status: Non-Reviewable.**

RV2016-019, LHCG XXIX d/b/a Keller Hospice, requests to relocate the hospice administrative office located within Colbert County to 1404 East Avalon Avenue, Ste. C, Tuscumbia, AL. **Status: Non-Reviewable.**

RV2016-020, Comfort Care Coastal Home Health, LLC d/b/a Comfort Care Coastal Home Health-Mobile, requests to relocate the home health branch office from 3280 Dauphin Street, Bldg. B, Ste. 129, Mobile, AL 36608 to 709 Azalea Road, A2, Mobile, AL 36609. **Status: Non-Reviewable.**

RV2016-021, Renal Treatment Centers – Southeast, LP d/b/a Barbour County Dialysis, requests to establish a new ESRD Treatment Facility consisting of eight (8) in-center hemodialysis stations, one (1) of which will be a hemodialysis isolation station, and two (2) home training stations to be used alternately for home dialysis training and peritoneal dialysis home training for a total of ten (10) stations. **Status: Non-Reviewable**

Rural, Andalusia Regional Hospital, requests to establish a diagnostic cardiac catheterization program and operate this program within a modular laboratory unit located on the hospital campus in Covington County. **Status: Non-Reviewable**

B. Pending Reviewability Determinations

RV2016-022, Infirmary Home Health Agency, Inc. d/b/a Infirmary HomeCare, requests to relocate the administrative home health office from 4358 Midmost Drive, Ste. A, Mobile to 1142-A Montlimar Drive, Mobile, AL. **Status: Pending**

III. NEW BUSINESS

The Board voted to publish the following proposed rules changes for public comment:

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| 410-1-1-.04 | Sanctions |
| 410-1-2-.05 | Health Care Facility |
| 410-1-3-.06 | State Agency Records |
| 410-1-3-.08 | Mode of Filing |
| 410-1-3-.09 | Electronic Filing |
| 410-1-4-.02 | Construction or Relocation of Administrative or Branch Office |
| 410-1-5-.04 | Fees |
| 410-1-7-.02 | Reviewability Determination Request |
| 410-1-7-.03 | Notice of Intent to Acquire |
| 410-1-7-.04 | Notice of Change of Ownership |
| 410-1-7-.05 | Letter of Intent |
| 410-1-7-.06 | Filing of a Certificate of Need Application |
| 410-1-7-.11 | Withdrawal from the Review Process |
| 410-1-7-.12 | Thirtieth (30th) Day of the Review Period |
| 410-1-7-.13 | Forty-Fifth (45th) Day of the Review Period |
| 410-1-7-.16 | Sixty-Fifth (65th) Day of the Review Period |
| 410-1-8-.02 | Contested Case Before Administrative Law Judge |
| 410-1-8-.03 | Conduct of Public Hearings |
| 410-1-8-.09 | Reconsideration of Decision |
| 410-1-8-.11 | Notice of Hearing on Request for Reconsideration |
| 410-1-8-.16 | Fair Hearing |
| 410-1-8-.18 | Notice of Fair Hearing |
| 410-1-9-.10 | Declaratory Rulings |
| 410-1-10-.01 | Emergency Review |



Bradley Arant Boult Cummings LLP

Alabama CON Report

June 2016

410-1-10-.03 Project Modifications After Issuance of Certificate of Need
410-1-10-.04 Home Health Contiguous County Exemption Referrals
410-1-11-.01 Duration of Certificate of Need
410-1-11-.04 Failure to Commence Construction
410-1-11-.08 Surrender of Certificate of Need
Change of Ownership Form
Alabama Certificate of Need Application

The next CON Review Board meeting will be held on July 20, 2016.