





## STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

100 NORTH UNION STREET, SUITE 870  
MONTGOMERY, ALABAMA 36104

### NOTICE OF INTENDED ACTION

AGENCY NAME: STATE HEALTH PLANNING AND DEVELOPMENT AGENCY  
(Certificate of Need Review Board)

RULE NO. & TITLE: 410-1-7-.12 Thirtieth (30<sup>th</sup>) Day of the Review Period

INTENDED ACTION:

The State Health Planning and Development Agency and the Certificate of Need Review Board propose to amend the above-styled section of the *Alabama Certificate of Need Program Rules and Regulations*.

SUBSTANCE OF PROPOSED ACTION:

This amendment clarifies that all written submissions filed pursuant to this rule must be submitted electronically in accordance with Rule 410-1-3-.09.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

In response to this Proposed Rule, all interested persons are invited to submit data, views, comments and/or arguments, orally or in writing. Any and all such data, comments, arguments and/or requests to orally address the Certificate of Need Review Board shall be made in writing on or before August 4, 2016, and shall be made to:

Nicole Horn, Executive Secretary  
State Health Planning and Development Agency  
P. O. Box 303025  
Montgomery, Alabama 36130-3025

On August 17, 2016, at 10:00 a.m., the Certificate of Need Review Board shall conduct a public hearing in the State Capitol, Capitol Auditorium, 600 Dexter Avenue, Montgomery, Alabama, at which time it shall consider the Proposed Amendment, along with all written and oral submissions respecting the Proposed Amendment. Only those interested persons who have made timely written requests will be afforded the opportunity to speak.

Copies of the proposed changes are available for review at 100 North Union Street, RSA Union Building, Suite 870, Montgomery, Alabama. Phone (334) 242-4103 or visit the office Monday through Friday from 8:00 a.m. to 5:00 p.m., excluding State holidays.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

August 4, 2016

CONTACT PERSON AT AGENCY:

Nicole Horn  
100 North Union Street  
RSA Union, STE 870  
Montgomery, AL 36104  
(334) 242-4103

  
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Alva M. Lambert, Executive Director

**410-1-7-.12 Thirtieth (30th) Day of the Review Period**

(1) Once an application is deemed to be complete by the State Agency staff, the applicant will then have thirty (30) days from this date in which to submit additional information. No additional data will be accepted or considered for inclusion in the application unless received on or before the thirtieth (30th) day of the review cycle, unless such additional information is requested by the Executive Director of the State Agency. Additional data may include but not be limited to the following:

(a) additional information, letters of support and other materials for the Board's consideration in ruling on the merits of the application;

(b) speakers to make the presentation to the Certificate of Need Review Board;

1. The applicant will provide to the State Agency staff a complete list of speakers by name on or before the thirtieth (30th) day of the review period. Speakers will be limited to those named; only at the sound discretion of the Chairman of the Certificate of Need Review Board will substitution be permitted.

2. If no list of speakers is received from the applicant, only the applicant or his designee will be allowed to speak.

3. The presentations to the Certificate of Need Review Board will be limited to the materials filed as a matter of record with the Agency on or before the 30th day of the review period.

(c) content of visual aids used in presentations to the Certificate of Need Review Board.

1. The applicant may use visual aids, such as graphs, charts and related materials in his presentation to the Certificate of Need Review Board, only if the content of such aids, provided in sufficient detail to allow any opponent to prepare a response thereto, is included in the application materials by the thirtieth (30th) day of the review cycle.

(2) The applicant ~~will be required to~~ must file two (2) copies - an electronic PDF copy of any additional information filed as a matter of record with the State Agency, ~~along with an electronic PDF copy.~~

Statutory Authority: § 22-21-275, Code of Alabama, 1975.

History: Amended: Filed March 13, 1997; effective April 18, 1997. Amended: Filed May 15, 1997; effective June 19, 1997. Amended: Filed \_\_\_\_\_; effective: \_\_\_\_\_.