



BALCH & BINGHAM LLP

Alabama • Georgia • Mississippi • Washington, D.C.

HEALTHCARE BULLETIN

February 10, 2011

ALABAMA CON REVIEW BOARD UPDATE

Today SHPDA received Executive Order No. 6, in which Governor Bentley lifted the moratorium on CON-related and SHCC-related activities, which was imposed on January 18, 2011. A copy of Executive Order No. 6 is attached.

In addition, members of the CON Review Board and the SHCC have been named.

Members of the Certificate of Need Review Board are: Dr. Swaid N. Swaid, Dr. Herb Stone, Dr. Bob Sheppard, Neal Morrison, Guice Slawson Jr., General Ed Crowell, Hodges Washington, Dr. Michael Gosney, and Dr. Chris Harmon.

Members of the State Health Coordinating Council are: Dr. Ruth Yates, Dr. James Walburn, Dr. Vera Soong, Ruth Harrell, Dr. Gillis Payne, Dr. McCain Ashurst, Dr. Theodis Buggs, Dr. Tommy Bender, Dr. Jeff Underwood III, Robbie Owen, Brenda Culver, William Smith, Rebecca Thrasher, Judy Merritt, John Killian, Brandon Farmer, Mary Holcomb, Rep. Jim McClendon, Sen. Greg Reed, Ross Gunnells, Mary Sue McClurkin, F.Wayne Pate, and Representative April Weaver.

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FEB 10 2011

STATE HEALTH PLANNING
AND DEVELOPMENT AGENCY

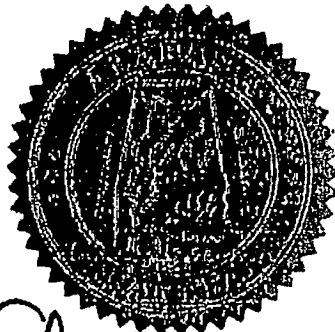
EXECUTIVE ORDER NUMBER 6

WHEREAS, I, Governor Robert Bentley, issued Executive Order Number 3 on January 18, 2011, which placed a moratorium on (i) the acceptance and/or processing of any Certificate of Need applications by the State Health Planning and Development Agency (the "SHPDA"), any SHPDA administrative law judge or the Certificate of Need Board (the "CON Board") and (ii) any adoption, re-adoption, adjustment, revision or amendment to or of the State Health Plan by the State Health Coordinating Council (the "SHCC") or SHPDA; and

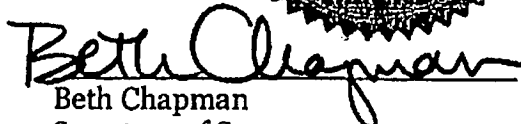
WHEREAS, after review of the current circumstances, it is clear that this moratorium is no longer necessary, and therefore, it is in the best interest of the citizens of Alabama that the moratorium be lifted.

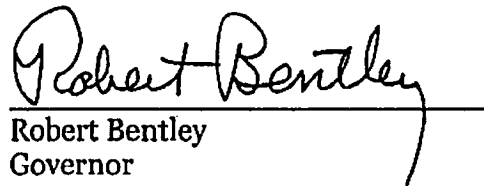
NOW THEREFORE, based on these considerations, and for other good and valid reasons thereto, I, Robert Bentley, as Governor of the State of Alabama, by virtue of the authority vested in me by the Constitution and laws of the State of Alabama, do hereby rescind Executive Order Number 3, issued on January 18, 2011, and thereby lift the moratorium placed on (i) the acceptance and/or processing of any Certificate of Need applications by SHPDA, any SHPDA administrative law judge or the CON Board and (ii) any adoption, re-adoption, adjustment, revision or amendment to or of the State Health Plan by the SHCC or SHPDA.

DONE AND ORDERED this 9th day of February 2011.



ATTEST:


Beth Chapman
Secretary of State


Robert Bentley
Governor