

**CERTIFICATION OF ADMINISTRATIVE RULES  
FILED WITH THE LEGISLATIVE REFERENCE SERVICE  
JERRY L. BASSET, DIRECTOR**

(Pursuant to Code of Alabama 1975, § 41-22-6, as amended).

I certify that the attached is/are a correct copy/copies of rule/s as promulgated and adopted on the 17<sup>th</sup> day of August, 2016, and filed with the agency secretary on the 23<sup>rd</sup> day of August, 2016.

**AGENCY NAME:** State Health Planning and Development Agency  
(Certificate of Need Review Board)

X  Amendment; \_\_\_\_\_ New; \_\_\_\_\_ Repeal; (Mark appropriate space)

**Rule No. 410-1-8-.03**

(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

**Rule Title: Conduct of Public Hearings**

**ACTION TAKEN:** State whether the rule was adopted without changes from the proposal due to written or oral comments;

No public comments were received; the rule was adopted without changes and as published for comment in the Alabama Administrative Monthly.

**NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XXXIV**

**ISSUE NO. 9, DATED JUNE 30, 2016.**

**Statutory Rulemaking Authority: Code of Alabama, 1975 §§ 22-21-271, -274 and -275.**

(Date Filed)  
(For LRS Use Only)

**REC'D & FILED**

**AUG 23 2016**

**LEGISLATIVE REF SERVICE**

*Alva M. Lambert*  
Alva M. Lambert, Executive Director  
State Health Planning and Development Agency  
(Certifying Officer or his or her Deputy)

(NOTE: In accordance with § 41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.)

**410-1-8-.03    Conduct of Public Hearings**

Opportunity shall be afforded all persons who make a timely notice under 410-1-7-.12, 410-1-7-.13, 410-1-8-.01, and 410-1-8-.02 of these Rules to respond and present evidence and argument on all material relevant to the issues involved and to be represented by counsel at their own expense. Provided, however, that where a contested case hearing has been held before an Administrative Law Judge, presentations to the Certificate of Need Review Board shall be by written exceptions electronically filed with SHPDA in accordance with Rules 410-1-8-.05 and 410-1-3-.09 and, at the discretion of the Chairperson, by oral arguments.

Author: Alva M. Lambert

Statutory Authority: § 22-21-275 and § 41-22-12 (d), Code of Alabama, 1975, as amended by Act 98-341.

History: March 21, 1985. Amended: Filed September 19, 1996; effective October 23, 1996. Amended: March 13, 1997; effective April 18, 1997. Amended: Filed February 1, 2000; effective March 7, 2000. Amended: Filed August 23, 2016; effective October 7, 2016.