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STATE HEALTH PLANNING
AND DEVELOPMENT AGENCY**EXECUTIVE ORDER NUMBER 14
AMENDMENT NO. 1**

WHEREAS, Executive Order 14, issued on November 21, 2003, established a moratorium on the filing of, acceptance of, and acting upon any and all Certificate of Need applications for additional skilled nursing facility beds by the State Health Planning and Development Agency (SHPDA) and its Certificate of Need (CON) Review Board, including applications to add skilled nursing facility beds under the exception to the CON process provided under Ala. Code §22-21-265(d); and

WHEREAS, I have determined that the public interest is best served by amending such moratorium to allow the processing and consideration of CON applications for twelve (12) additional skilled nursing facility beds in Mobile County, Alabama, for the limited purpose of the emergency relocation of patients resulting from the unexpected closing of a skilled nursing facility operated by the Sisters of the Poor in New Orleans, Louisiana, to similar facilities in Mobile Alabama, subject to any such CON applicant agreeing to certain terms and conditions designed to ensure that such new beds will not add to Alabama's Medicaid costs; and

NOW THEREFORE, I, Bob Riley, Governor of the State of Alabama, by virtue of the authority vested in me by the Constitution and laws of the State of Alabama, and for other good and valid reasons, which relate thereto, do hereby amend Executive Order 14 for the limited purpose of allowing the processing and consideration of applications for a CON for twelve (12) additional skilled nursing facility beds in Mobile County, Alabama, to allow for the relocation of such number of patients from a skilled nursing facility operated by the Sisters of the Poor in New Orleans, Louisiana, to a similar facility in Mobile, Alabama.

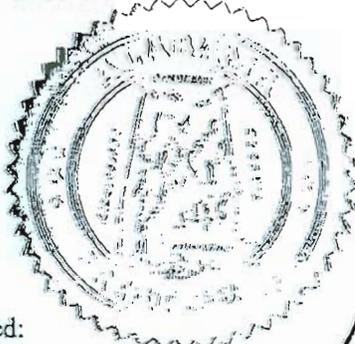
BE IT FURTHER ORDERED that any application submitted pursuant to this amendment shall stipulate that:

(1) any CON granted pursuant thereto will expire twelve (12) months from its issuance and that the applicant waives any rights associated with such bed authority after such expiration date; and

(2) that the applicant will not seek reimbursement, in any fashion, from the Medicaid program of the State of Alabama related to the occupancy of such beds and the services provided to such residents.

BE IT FURTHER ORDERED that in all other respects, the terms and conditions of Executive Order 14 shall remain in full force and effect and that this Amendment No. 1 shall become effective immediately upon signing and shall remain in effect until amended or modified by the Governor.

DONE AND ORDERED this 12th day of August, 2005.



Bob Riley
Bob Riley
Governor

Attested:

Nancy L. Worley
Nancy L. Worley
Secretary of State