



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: 410-1-2-.20 Cost Overrun

INTENDED ACTION:

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

SUBSTANCE OF PROPOSED ACTION:

To repeal Rule 410-1-2-.20 and include these provisions in CON Board Rule 410-1-10-.03.

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 June 4, 2014, and shall be made to:

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

On June 18, 2014, 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.

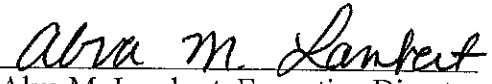
Copies of the proposed changes are available for review at 100 North Union Street, RSA Union Building, Suite 870, Montgomery, Alabama. Phone (334) 242-4103 or visit the office Monday through Friday from 8:00 a.m. to 5:00 p.m., excluding State holidays.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

June 4, 2014

CONTACT PERSON AT AGENCY:

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


Alva M. Lambert, Executive Director

~~410-1-2-.20~~ Cost Overrun

~~Such term refers to those capital expenditures which exceed the total dollar amount listed on a Certificate of Need for a particular project. Cost overruns in excess of ten percent (10%) of the total project cost, will be reported to the State Agency as soon as the cost overrun is anticipated. Cost overruns must be reported to the State Agency not less than thirty (30) days prior to the expenditure being incurred and will require the filing of a Certificate of Need application for the amount of the cost overrun along with a cost overrun fee in the amount of 10% of the cost overrun, but will not require the filing of a letter of intent or a new application fee. The 10% cost overrun fee shall be assessed only if the original application fee was an amount less than the maximum fee of \$12,000.00, indexed annually.~~

~~Statutory Authority: § 22-21-271(e), Code of Alabama, 1975.~~