

Original Executive Order
EXECUTIVE ORDER NUMBER 22

WHEREAS, under the National Health Planning and Resources Development Act (Public Law 93-641), states are required to administer a certificate of need program for health facilities and activities as outlined in the said federal statute and provided for in Alabama by Act 82-770, and

WHEREAS, under the National Health Planning and Resources Development Act the Governor is authorized to designate an agency of state government to serve as the State's Health Planning and Development Agency;

NOW, THEREFORE, I, George C. Wallace, as Governor of the State of Alabama, under and by virtue of the authority vested in me by law, hereby create a Certificate of Need Review Board which is empowered to consider applications for certificates of need and shall have the authority to administer the certificate of need law (Act No. 82-770). The said Certificate of Need Review Board shall be composed as follows: The Alabama Hospital Association shall nominate three (3) persons from which the State Committee of Public Health shall select one (1) member; the Alabama Nursing Home Association shall nominate three (3) persons from which the State Committee of Public Health shall select one (1) member; the Medical Association of the State of Alabama shall nominate three (3) persons from which the State Committee of Public Health shall select one (1) member; and the State Committee of Public Health shall appoint six (6) other members of which at least three (3) shall be consumers and not providers of health care. The nine (9) members of the Certificate of Need

Review Board shall be appointed to staggered terms of office as established by the State Committee of Public Health. All operative appointments to the SHPDA Board heretofore constituted in the office of the Governor are hereby rescinded.

BE IT FURTHER RESOLVED that under and by virtue of the authority vested in me by Public Law 93-641, I hereby designate that the "State's Health Planning and Development Agency" for the State of Alabama shall be located within the State Department of Public Health and shall be under the administrative supervision of the State Health Officer. All duties and responsibilities heretofore delegated to the SHPDA Board regarding the issuance of certificates of need in the health care system are hereby transferred to the Certificate of Need Review Board as herein established; all other duties and responsibilities heretofore delegated to the SHPDA Board are hereby transferred to the State Department of Public Health under the supervision of the State Health Officer.

BE IT FURTHER RESOLVED that all funds, credits, or other money and any appropriation made for the purpose of carrying out the powers, duties and functions of the SHPDA, whether state or federal, shall be transferred and credited to the State Department of Public Health. All files, books, papers, records, equipment, furniture, motor vehicles, and any other tangible property and any other asset employed in carrying out the powers, duties, and functions of the SHPDA shall be transferred to the State Department of Public Health. All employees engaged in duties pertaining to the function of the SHPDA shall be assigned to the

State Department of Public Health to perform their usual duties, subject to any action that may be appropriate in accordance with the laws and rules governing personnel and employees. Executive Order Number 7 (June 26, 1979, Fob James) and any other conflicting prior Executive Orders are hereby canceled and rescinded.

IT IS FURTHER ORDERED that this Executive Order take effect immediately.

DONE and ORDERED this 3rd day of February, 1984.


George C. Wallace
Governor

ATTEST:


Secretary of State