

**EXECUTIVE ORDER NUMBER 14  
AMENDMENT NUMBER 3**

**WHEREAS**, Executive Order No. 14, issued on November 21, 2003, established a moratorium on the filing of, acceptance of, consideration 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**, pursuant to Executive Order 14, Amendment No. 1, this moratorium was amended on August 12, 2005, for the limited purpose of allowing applications for certain skilled nursing home beds in Mobile County, Alabama; and

**WHEREAS**, pursuant to Executive Order Number 14, Amendment No. 2, this moratorium was further amended on September 26, 2005, to allow the processing and consideration of CON applications for eight (8) additional skilled nursing facility beds in Montgomery County, Alabama, for the limited purpose of the emergency relocation of special needs patients resulting from Hurricane Katrina to existing skilled nursing facilities in Montgomery County, Alabama, subject to any CON applicant agreeing to certain terms and conditions designed to ensure that such new beds will be used only for these specified purposes; and

**WHEREAS**, state, federal and local officials have been involved in the planning for a new veterans home in the Pell City, Alabama, area, which will provide needed services to veterans living in Alabama, including up to two-hundred and sixty (260) skilled nursing beds; and

**WHEREAS**, a substantial portion of the funding for the provision of health care in such facility will come from the federal government, limiting the burden that such a facility would have on Alabama's Medicaid system; and

**WHEREAS**, I have thus determined that the public interest is best served by amending the moratorium for the limited purpose of allowing the processing and consideration of a CON application for a state veterans' home or veterans' nursing home to be built in Pell City, Alabama.

**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 Alabama, and for other good and valid reasons which relate thereto, do hereby amend Executive Order No. 14 for the limited purpose of allowing the processing and consideration of a CON

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application for a new veterans' home in Pell City, Alabama, with a skilled nursing bed capacity not to exceed two-hundred and sixty (260) additional skilled nursing facility beds.

**BE IT FURTHER ORDERED** that except as amended herein and in Amendments No. 1 and 2, Executive Order No. 14 shall remain in full force and effect.

**BE IT FURTHER ORDERED** that this amendment shall become effective immediately upon the signing hereof, and shall remain in effect until amended or rescinded by the Governor.

**DONE AND ORDERED** this 14th day of September 2009.



Attested:

*Beth Chapman*

Beth Chapman  
Secretary of State

*Bob Riley*

Bob Riley  
Governor