

Alabama CON Report

CON Review Board Meeting August 20, 2025

I. Certificate of Need Program

A. Contested Cases:

AL2024-035, Crestwood Healthcare, LP d/b/a Crestwood Medical Center, Madison County, AL: Proposes to convert twelve (12) existing acute care beds to twelve (12) inpatient rehabilitation beds on the main campus of Crestwood Medical Center, a one hundred eighty (180) bed acute care hospital in the city of Huntsville, Madison County, Alabama, Region I.

AL2024-036, Rehabilitation Hospital of North Alabama, LLC d/b/a Encompass Health Rehabilitation Hospital of North Alabama, Madison County, AL: Proposes to add thirty-three (33) inpatient physical rehabilitation beds to the existing eight-five (85) bed inpatient rehabilitation facility (IRF), for a total of one hundred eighteen (118) rehabilitation beds in the city of Huntsville, Madison County, Alabama, Region I.

AL2024-037, RCHP-Florence, LLC d/b/a North Alabama Shoals Hospital, Colbert County, AL: Proposes to add seven (7) inpatient physical rehabilitation (IRF) private room beds to the J.W. Sommer Rehabilitation Unit at North Alabama Shoals Hospital in the city of Muscle Shoals, Colbert County, Alabama, Region I.

Notice of Intervention and Opposition filed by Crestwood Medical Center 12/6/2024; Encompass Health Rehabilitation Hospital of North Alabama and North Alabama Shoals on 12/9/2024. Contested case request filed by North Alabama Shoals Hospital 12/16/2024; Encompass on 12/17/2024. ALJ assigned 12/20/2024. ALJs recommended order filed 8/1/2025. Exceptions filed by Encompass 8/8/2025. Motion to remand filed by Encompass 8/13/2025. Response to exceptions filed by Crestwood and North Alabama Shoals Hospital on 8/18/2025. Response to motion to remand filed by North Alabama Shoals Hospital on 8/18/2025.

The Certificate of Need Review Board (CONRB) approved-in-part and denied-in-part the ALJ's recommended order. Specifically, the CONRB awarded fourteen (14) beds to Rehabilitation Hospital of North Alabama, LLC d/b/a Encompass Health Rehabilitation Hospital of North Alabama; seven (7) beds to RCHP-Florence, LLC d/b/a North Alabama Shoals Hospital; and twelve (12) beds to Crestwood Healthcare, LP d/b/a Crestwood Medical Center.

B. AL2025-011, ACTS Retirement-Life Communities, Inc. d/b/a OakBridge Terrace Specialty Care Assisted Living Residence at Magnolia Trace, Madison County, AL: Proposes to convert fourteen (14) existing assisted living facility (ALF) beds to fourteen (14) specialty care assisted living facility (SCALF) beds at the continuing care retirement community in the city of Huntsville, Madison

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County, Alabama, pursuant to the October 7, 2022 Statistical Update to the *Alabama State Health Plan*. **Opposition: None**

Approved.

- C. AL2025-012, Water Oak Enterprises, LLC d/b/a Water Oak Villa, Walker County, AL:** Proposes to add eight (8) specialty care assisted living facility (SCALF) beds to the existing sixteen (16) bed SCALF in the city of Jasper, Walker County, Alabama, for a total of twenty-four (24) memory care beds. **Opposition: None**

Approved.

- D. AL2025-013, Monroe County Health Care Authority d/b/a Monroe County Hospital, Monroe County, AL:** Proposes to convert ten (10) of its existing acute care beds to swing beds as provided under ALA. ADMIN. CODE r. 410-2-4-.09(1) in order to establish a swing bed program as a new service line at the existing hospital in Monroeville, Monroe County, Alabama. **Opposition: None**

Approved.

- E. Emergency Request: AL2025-016E, Alabama Department of Veterans Affairs d/b/a Command Sgt. Maj. Bennie G. Adkins State Veterans Home, Coffee County, AL:** Proposes to remediate, repair, and restore the existing one hundred seventy-four (174) bed skilled nursing facility with approximately fifty-four (54) of these beds designated for memory care in Enterprise, Coffee County, Alabama. **Opposition: None**

Approved.

II. Reviewability Determinations and Pending Reviewability Determinations

I. Reviewability Determinations:

RV2025-028, IMC-Diagnostic and Medical Clinic, proposes to lease office space in a professional office building to be located on the Infirmary Health Malbis Campus and purchase/operate a linear accelerator in that space. **Status: Non-Reviewable**

RV2025-033, Purple Oasis Telerehab & Wellness LLC, proposes to provide virtual rehabilitation services, connecting patients with licensed physical therapists, occupational therapists, and speech-language pathologists for virtual sessions. **Status: Non-Reviewable**

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RV2025-034, Saad Enterprises Inc. d/b/a Saad Hospice Services, proposes to continue provision of hospice services without the need for an additional Certificate of Need (CON). **Status: Non-Reviewable**

RV2025-035, AltaPointe Health d/b/a BayPointe Hospital, proposes to reclassify twenty-six (26) of the original exempt adolescent beds to adult beds pursuant to ALA. ADMIN. Code r. 410-1-4-.01, New Institutional Health Services Subject to Review (h). **Status: Non-Reviewable**

RV2025-036R, Clay County Hospital, proposes to convert its existing facility to a rural emergency hospital (REH). **Status: Non-Reviewable**

RV2025-037, Southeast Alabama Surgical, LLC, proposes to update address in project's Certificate of Need application (AL2023-026) based on new address assigned by the local municipality. **Status: Non-Reviewable**

RV2025-038, Advanced Vascular and Wound Care, P.C., proposes to offer vascular and wound care services at the practice's Alabama physician-owned business. **Status: Non-Reviewable**

RV2025-039R, Lakeland Community Hospital, proposes to convert its existing general acute care hospital to a Critical Access Hospital (CAH) to ensure it can continue to serve the citizens of Winston County, Alabama. **Status: Non-Reviewable**

II. Pending Reviewability Determinations:

RV2025-030, Cutaneous Oncology and Surgery Center, LLC d/b/a SmoothRock Surgery Center, proposes to add cosmetic procedures to the current specialties approved by CON 2565-ASC. **Status: Pending**

RV2025-040, USA Health University Hospital, proposes to relocate and expand its outpatient infusion center within the main hospital building. **Status: Pending**

RV2025-041, Affinity Acquisitions, LLC d/b/a Affinity Hospice, proposes to relocate its administrative office to another site within Jefferson County, Alabama. **Status: Pending**

RV2025-042, The Health Care Authority of Cherokee County d/b/a Cherokee County Health and Rehabilitation, proposes to add physical therapy to their existing menu of services. **Status: Pending**

III. New Business

A. Suggested Rule Changes for Public Comment:

Ala. Admin. Code r. 410-1-3-.07 Periodic Reports
Ala. Admin. Code r. 410-1-3-.09 Electronic Filing
Ala. Admin. Code r. 410-1-3-.11 Submission of Mandatory Reports; Administrative Penalties
Ala. Admin. Code r. 410-1-7-.02 Reviewability Determination Request
Ala. Admin. Code r. 410-1-7-.04 Notice of Change of Ownership
Ala. Admin. Code r. 410-1-7-.05 Letter of Intent
Ala. Admin. Code r. 410-1-9-.01 Declaratory Rulings

The CONRB voted to publish the above proposed rule changes for public comment.

The next CON Review Board meeting will be held on September 17, 2025.