

1 HB130
2 214671-1
3 By Representative Sorrell
4 RFD: Health
5 First Read: 13-JAN-22

8 SYNOPSIS: Under existing law, health care services and
9 facilities, with some exceptions, are required to
10 apply for and receive a certificate of need before
11 they may construct new health care facilities or
12 offer new or expanded services.

13 This bill would repeal the certificate of
14 need program and abolish the Certificate of Need
15 Review Board, the State Health Planning and
16 Development Agency, the Statewide Health
17 Coordinating Council, and the Health Care
18 Information and Data Advisory Council, which all
19 exist to operate the certificate of need program
20 and collect data to support the operation of the
21 certificate of need program.

22 This bill would also update related code
23 sections to remove references both to the program
24 and to these agencies, councils, and boards.

26 A BILL
27 TO BE ENTITLED

1 AN ACT

2
3 Relating to public health planning; to amend
4 Sections 22-12A-3, 22-21-336, 22-21-341, and 31-5A-11, Code of
5 Alabama 1975; to repeal Article 1, commencing with Section
6 22-4-1, of Chapter 4 of Title 22, Code of Alabama 1975; to
7 repeal Article 2, commencing with Section 22-4-30, of Chapter
8 4 of Title 22, Code of Alabama 1975; to repeal Article 9,
9 commencing with Section 22-21-260, of Chapter 21 of Title 22,
10 Code of Alabama 1975; to eliminate the certificate of need
11 program for health care services and facilities; to abolish
12 the Certificate of Need Review Board, the State Health
13 Planning and Development Agency, the Statewide Health
14 Coordinating Council, and the Health Care Information and Data
15 Advisory Council; and to update related code sections to
16 remove references both to the program and to the authority,
17 responsibilities, and powers of the Certificate of Need Review
18 Board, the State Health Planning and Development Agency, the
19 Statewide Health Coordinating Council, and the Health Care
20 Information and Data Advisory Council.

21 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

22 Section 2. (a) Article 1, commencing with Section
23 22-4-1, of Chapter 4 of Title 22, Code of Alabama 1975, is
24 repealed.

25 (b) Article 2, commencing with Section 22-4-30, of
26 Chapter 4 of Title 22, Code of Alabama 1975, is repealed.

1 (c) Article 9, commencing with Section 22-21-260, of
2 Chapter 21 of Title 22, Code of Alabama 1975, is repealed.

3 Section 3. The State Health Planning and Development
4 Agency is abolished, and any funds held by or for the
5 operation of the State Health Planning and Development Agency
6 shall revert to the State General Fund.

7 Section 4. The Statewide Health Coordinating Council
8 is abolished, and any funds held by or for the operation of
9 the State Health Coordinating Council shall revert to the
10 State General Fund.

11 Section 5. The Health Care Information and Data
12 Advisory Council is abolished, and any funds held by or for
13 the operation of the Health Care Information and Data Advisory
14 Council shall revert to the State General Fund.

15 Section 6. The Certificate of Need Review Board is
16 abolished, and any funds held by or for the operation of the
17 Certificate of Need Review Board shall revert to the State
18 General Fund.

19 Section 7. This act shall become effective October
20 1, 2022, following its passage and approval by the Governor,
21 or its otherwise becoming law.