



STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

100 NORTH UNION STREET, SUITE 870  
MONTGOMERY, ALABAMA 36104

August 20, 2021

Angie C. Smith, Esquire  
Burr & Forman LLP  
420 North 20<sup>th</sup> Street, Suite 3400  
Birmingham, Alabama 35203

RE: TW2020-034  
Ridgeview Health Services, Inc.  
SHPDA ID: 127-N0004

Dear Ms. Smith:

On April 20, 2020, TW2020-034 was issued pursuant to ALA. ADMIN. CODE r 410-2-5-.09-E and 410-1-10-.05-E on behalf of the referenced facility for the transfer of eight (8) skilled nursing facility beds to be utilized at an alternate care site to assist in the provision of healthcare services due to COVID.

On June 22, 2020, the Agency was notified that the waiver issued for these beds is no longer being utilized. As a result of this notification, this waiver is now deemed closed and all services are limited to Certificate of Need authorized services only.

Should you have any questions please contact the Agency at (334) 242-4103.

Sincerely,

Emily T. Marsal  
Executive Director

ETM/kwm



Angie Cameron Smith  
acsmith@burr.com  
Direct Dial: (205) 458-5209  
Direct Fax: (205) 458-5100

TW2020-034

RECEIVED

June 22 2020

STATE HEALTH PLANNING AND  
DEVELOPMENT AGENCY

Burr & Forman LLP  
420 North 20th Street  
Suite 3400  
Birmingham, AL 35203

---

Office (205) 251-3000  
Fax (205) 458-5100

BURR.COM

June 22, 2020

**VIA EMAIL (emily.marsal@shpda.alabama.gov)**

Emily T. Marsal  
Executive Director  
Alabama State Health Planning & Development  
Agency  
RSA Union Building  
100 N. Union Street, Suite 870  
Montgomery, AL 36104

**Re: Ridgeview Healthcare Services – waiver complete**

Dear Ms. Marsal:

On April 22, 2020, Ridgeview Healthcare Services (“Ridgeview”) filed a waiver with your agency to transfer 8 beds from its nursing facility to Walker Baptist Medical Center for use as an isolation wing for COVID-19 patients. On June 10, 2020, Ridgeview transferred 6 of the 8 beds back to the nursing facility. Please accept this letter as notice that Ridgeview is transferring the remaining 2 beds back to the nursing facility, and the waiver is now complete.

Please let me know if you have any questions.

Sincerely,

*Angie C. Smith*

Angie Cameron Smith

ACS



## STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

100 NORTH UNION STREET, SUITE 870  
MONTGOMERY, ALABAMA 36104

### **NOTICE FOR ISSUANCE OF TEMPORARY WAIVER**

In the fifth supplemental State of Emergency for the COVID-19 pandemic, Governor Ivey gave the State Health Planning and Development Agency (Agency) the ability to promulgate rules in order to issue temporary waivers to the normal Certificate of Need (CON) process for providers specifically requiring additional capacity or services directly related to the State of Emergency declared for the COVID-19 pandemic.

The Agency has filed two emergency administrative rules: ALA. ADMIN. CODE r. 410-2-5-.09-E COVID-19 State of Emergency, passed by the Statewide Health Coordinating Council, and ALA. ADMIN. CODE r 410-1-10-.05-E Emergency Provisions Related to COVID-19 Emergency, passed by the Certificate of Need Review Board. Both of these emergency rules can be found on the SHPDA website.

**By filling out this attached form, the applicant has requested a temporary waiver under these emergency rules and it has been signed and notarized that this request is directly related to the COVID-19 pandemic. The affirmation by the SHPDA Executive Director is related solely to the addition and/or provision of any beds, stations, or services during the State of Emergency and succeeding 60-day period and does not affirm any permanent CON authority for such request. The affirmation shall also not be considered to be a waiver of any requirements related to the Alabama Department of Public Health or any other regulatory agency.**

Pursuant to ALA. ADMIN. CODE r. 410-2-5-.09-E (3), the request as affirmed, "shall automatically terminate on the earlier of (i) as applicable, the discontinuation of services or closure of facilities subject to the waiver; or (ii) sixty (60) days following the termination of the State of Emergency as recognized in the Declaration." Furthermore, the rule states, "[a]ny continued operation of institutional health services authorized under a waiver granted pursuant to this section will require a CON, which shall be subject to existing CON criteria and procedures, including compliance with the State Health Plan, without regard to emergency rules adopted by the CON Board or SHCC in response to the Declaration. It is the intent of this subsection that services, facilities or other new institutional health services established as a result a waiver be considered 'new' for purposes of an application for CON authority to extend such new institutional health services beyond the deadlines in this subsection."

In addition, pursuant to ALA. ADMIN. CODE r. 410-2-5-.09-E (4), "new institutional health services authorized on a temporary basis pursuant to a waiver granted under this rule shall not be considered for purposes of the permanent need methodology in the State Health Plan."

For any questions or concerns, please contact the Agency at (334) 242-4103.

MAILING ADDRESS: P.O. BOX 303025, MONTGOMERY, ALABAMA 36130-3025  
PHONE: (334) 242-4103 FAX: (334) 242-4113

**FOR STAFF USE ONLY:**

**WAIVER IDENTIFICATION:** TW2020-034

**RECEIVED**

**Apr 20 2020**

STATE HEALTH PLANNING AND  
DEVELOPMENT AGENCY

**REQUEST FOR CERTIFICATE OF NEED WAIVER**

FACILITY ID NO.: 127-N0004 COUNTY: Walker

FACILITY/PROVIDER NAME: Ridgeview Health Services, Inc.

STREET ADDRESS: 907 11th Street NE

CITY: Jasper ZIP CODE: 35504

AUTHORIZED REPRESENTATIVE: Matt Cornelius

TITLE: Administrator EMAIL ADDRESS: mcornelius@ridgeviewhealthservices.com

DIRECT TELEPHONE NUMBER: 205-221-9111

TYPE OF FACILITY/PROVIDER: skilled nursing facility

Pursuant to a declaration issued by Governor Ivey on April 2, 2020, the following additional services are being enacted pursuant to Ala. Admin. Code r 410-2-5-.09-E and 410-1-10-.05-E.

Ridgeview Health Services requests authority to transfer 8beds to Walker Baptist Medical Center to create an isolation and treatment center.

Does this request involve an increase in: Beds No  Yes  Number \_\_\_\_\_

ESRD Stations No  Yes  Number \_\_\_\_\_

Provide a brief explanation of how these services will assist in the health and safety of citizens during the emergency (attach additional sheets if necessary):

Ridgeview Health Services has COVID positive patients who are not currently in need of acute care requiring hospitalization, and Ridgeview would like to isolate these residents from the non-COVID-19 residents residing in the facility as recommended by CDC guidelines. Walker Baptist, a licensed general acute care hospital, has a wing dedicated to caring for COVID positive patients and is willing to accept these residents. Walker Baptist would provide the care required, and Ridgeview would continue billing the appropriate payor for the care for these residents and reimburse the hospital for providing the services.

Projected Construction/Renovation Costs: \$0.00

Projected Equipment Costs: \$0.00

Projected date additional services/equipment will be available for service: 4/18/2020

If this Waiver request involves construction of a new facility and/or acquisition of new equipment, provide a brief description of the proposal on a separate sheet of paper and return with this form.

The undersigned, being first duly sworn, hereby affirms that he/she has direct knowledge of the facts contained this request, and to the best of their information, knowledge, and belief, such facts are true and correct. The undersigned agrees to comply with the requirements and limitations outlined by Rules 410-2-5-.09-E and 410-1-10-.05-E

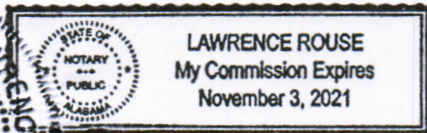
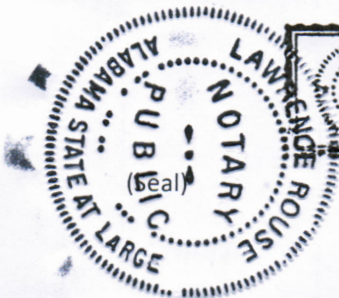
Matt Cornelius  
Signature of Authorized Officer

4/17/20  
Date

Matt Cornelius  
Printed Name

4/17/20  
Title

Sworn to and subscribed before me this 17 day of April, 2020.



Lawrence L Rouse  
Notary Public

My Commission Expires: 11/3/2021

AFFIRMED BY EXECUTIVE DIRECTOR:

Emily T. Mansel

4/20/2020  
Date