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STATE HEALTH PLANNING
AND DEVELOPMENT AGENCY

March 30, 2015

VIA FEDERAL EXPRESS

**Alabama State Health Planning and Development Agency
Alva M. Lambert, Executive Director
100 North Union Street, Suite 870
Montgomery, AL 36104**

**Re: Tuscaloosa Drop Site for:
Comfort Care Home Health
Medicare No.: 01-7153
CON: 11-1-79G**

Dear Mr. Lambert,

Please accept this letter as Comfort Care Home Health's request for a Letter of Non-Reviewability to establish a home health agency drop site in Tuscaloosa County.

Comfort Care Home Health currently provides services in Tuscaloosa County under Act 98-339, commonly referred to as the Contiguous County Act. Tuscaloosa County is contiguous to Jefferson County for which Comfort Care Home Health has CON authority. Comfort Care Home Health hereby requests to establish a drop site in Tuscaloosa County. The address of our proposed drop site will be:

**2314 11th St
Tuscaloosa, AL 35401**

As set forth below, the drop site will comply with the following requirements:

- Staff will not be assigned to the drop site location.
- Referrals will not be accepted at this drop site location.
- Comfort Care Home Health services will not advertise the drop site as part of its operations nor will it operate the drop site in any way as a HHA branch location.

The drop site will also comply with the mandates of the Contiguous County Act. Compliance with the Contiguous County Act is demonstrated by the fact that:

- SHPDA has recognized Comfort Care Home Health's right to provide home health services in Tuscaloosa County under Act 98-339 and via letter attached sent from SHPDA to Comfort Care Home Health dated May 8, 2003 from SHPDA hereby attached.

- In compliance with Section (e)(2) of Act 98-339, until Comfort Care Home Health obtains a CON for Tuscaloosa County, Comfort Care Home Health will not establish a HHA branch office, as defined within the Medicare Conditions of Participation – 42 CFR 484.2.
- In compliance with Section (2)(3) of Act 98-339, Comfort Care Home Health will not incur capital expenditures in excess of \$500.00 to open and operate the drop site.

If you have any questions, please do not hesitate to contact me directly at 205-747-7430 or email: tgrier@restoretherapy.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Grier", with a stylized flourish at the end.

Thomas W. Grier,
VP, Business Development



STATE HEALTH PLANNING AND DEVELOPMENT AGENCY

100 NORTH UNION STREET, SUITE 870
MONTGOMERY, ALABAMA 36104

May 8, 2003

Sandra Allen, RN, BSN
Administrator
Comfort Care Home Health Services
1249 Montevallo Road
Alabaster, AL 35007

RE: Act 98-339 Contiguous County
Medicare Provider 01-7153
Agency ID No. 117-7153

Dear Ms. Allen:

This is written in response to your letter dated April 29, 2003 in which you requested approval to add Tuscaloosa County to your contiguous counties. Approval for Tuscaloosa County was given to the previous owner, Visiting Nursing Association, on May 6, 1998. A copy is attached for your file. It is necessary that we receive notice only one time for each county.

If you have questions, please contact Betty Schoenfeld at (334) 242-4103.

Sincerely,

A handwritten signature in cursive script that reads "Alva M. Lambert".

Alva M. Lambert
Executive Director

AML:bws