

STATE OF ALABAMA)
COUNTY OF BALDWIN)

***RESOLUTION #2026-005
OF THE
BALDWIN COUNTY COMMISSION***

AMENDING RESOLUTION 2017-089 RELATED TO DISTRIBUTION OF FUNDS RECEIVED, COLLECTED, OR HELD PURSUANT TO OR IN ACCORDANCE WITH SUBDIVISION (5) OF SECTION 45-2-245 EQUALLY TO NORTH BALDWIN INFIRMARY, THOMAS HOSPITAL, AND BALDWIN HEALTH.

WHEREAS, pursuant to Section 45-2-171.21 of the *Code of Alabama*, 1975, the Baldwin County Commission (the “Commission”) may establish a Baldwin County Indigent Care Board (the “Board”); and

WHEREAS, pursuant to Section 45-2-171.21 of the *Code of Alabama*, the duties and responsibilities of the Board shall be carried out by the Commission if the Commission does not appoint the subject Board; and

WHEREAS, the Commission, if no Board is established, may elect to disburse all or any portion of the funds received, collected, or held pursuant to or in accordance with subdivision (5) of Section 45-2-245 as approved by the Board or the County Commission in accordance with the terms, conditions, criteria, or limitations adopted by the Board or County Commission, in its discretion; and

WHEREAS, in furtherance of its duties and responsibilities under Section 45-2-171.21, *Code of Alabama*, the Baldwin County Commission, on June 22, 2017, adopted Resolution #2017-089 electing to immediately distribute all funds received, collected, or held pursuant to or in accordance with subdivision (5) of Section 45-2-245, *Code of Alabama*, equally to North Baldwin Infirmary, Thomas Hospital, and South Baldwin Regional Medical Center in accordance with the terms, conditions, criteria, or limitations adopted by the Commission, or the Board if one is later established, and to continue to so distribute said funds on an annual basis thereafter.

WHEREAS, South Baldwin Regional Medical Center is now operating as Baldwin Health; and

WHEREAS, the Commission, in furtherance of its duties and responsibilities under said statute, elects to immediately distribute all funds received, collected, or held pursuant to or in accordance with subdivision (5) of Section 45-2-245 equally to North Baldwin Infirmary, Thomas Hospital, and Baldwin Health in accordance with the terms, conditions, criteria, or limitations adopted by the Commission, or the Board if one is later established, and to continue to so distribute said funds on an annual basis thereafter; and

WHEREAS, the Commission, or the Board if one is later established, may disburse said funds regardless of whether or not there are any individual claims for payment pending or asserted by any individual hospital; and

WHEREAS, upon the depletion of all funds received for a given year pursuant to subdivision (5) of Section 45-2-245, *Code of Alabama*, the Commission, or the Board if one is later established, shall have no obligation to pay any other reimbursements pursuant to Section 45-2-171.21 of the *Code of Alabama*; now therefore

BE IT RESOLVED BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, that the Commission, in furtherance of its duties and responsibilities under Section 45-2-171.21, *Code of Alabama*, elects to immediately distribute all funds received, collected, or held pursuant to or in accordance with subdivision (5) of Section 45-2-245, *Code of Alabama*, equally to North Baldwin Infirmary, Thomas Hospital, and Baldwin Health in accordance with the terms, conditions, criteria, or limitations adopted by the Commission, or the Board if one is later established, and to continue to so distribute said funds on an annual basis thereafter.

BE IT FURTHER RESOLVED, that this instrument, codified as Resolution #2026-005 amends and supersedes Resolution #2017-089, adopted at the June 22, 2017, Regular meeting.

DONE, under the Seal of Baldwin County, Alabama, as affixed on this the 7th day of October 2025.

Commissioner Matthew P. McKenzie, Chairman

ATTEST:

Roger H. Rendleman, County Administrator