

HEALTH SERVICES AND DEVELOPMENT AGENCY

COMMUNIQUE

BI-MONTHLY PUBLICATION OF
HEALTH SERVICES AND DEVELOPMENT AGENCY
Andrew Jackson Building, 9th Floor
502 Deaderick Street
Nashville, TN 37243
615.741.2364

AUGUST 2018

For Meeting verification/change or agenda information, please call the Agency Office or check our website at www.tn.gov/hsda

HEALTH SERVICES AND DEVELOPMENT AGENCY

Chair.....
Vice-Chair.....
Executive Director.....Melanie Hill
General Counsel.....Jim Christoffersen

Tennessee Department of Health, Division of Policy, Planning and Assessment
615/741-1954

Tennessee Department of Mental Health and Substance Abuse Services, Division of
Hospital Services
615/253-7311

Tennessee Department of Intellectual and Development Disabilities,
Office of General Counsel 615/253-8731
Main Office 615/532-6530 or 800-535-9725

CALENDAR

The Health Services and Development Agency will be closed on the following days:

2018

Monday, September 3, Labor Day
Monday, November 12, Veteran's Day
Thursday, November 22 and Friday, November 23, Thanksgiving
Monday, December 24 and Tuesday, December 25, Christmas
Monday, December 31 and Tuesday, January 1, New Years

In the event that the last appropriate filing date falls on a Saturday, Sunday, or legal holiday, such filing should occur on the preceding business day.

***Appeal deadline is 15 days after meeting date.**

<u>2018 REVIEW CYCLE</u>				
<u>2018 Cycle Month</u>	<u>Publication Dates – Letter of Intent</u>	<u>Application Due Date</u>	<u>HSDA Meeting Dates</u>	<u>*End of Appeal Period</u>
January	01/01/2018-01/10/2018	5 days after LOI published	4/25/2018	5/10/2018
February	02/01/2018-02/10/2018	“	6/27/2018	7/12/2018
March	03/01/2018-03/10/2018	“	6/27/2018	7/12/2018
April	04/01/2018-04/10/2018	“	8/22/2018	9/13/2018
May	05/01/2018-05/10/2018	“	8/22/2018	9/13/2018
June	06/01/2018-06/10/2018	“	10/24/2018	11/08/2018
July	07/01/2018-07/10/2018	“	10/24/2018	11/08/2018
August	08/01/2018-08/10/2018	“	12/12/2018	12/27/2018
September	09/01/2018-09/10/2018	“	12/12/2018	12/27/2018
October	10/01/2018-10/10/2018	“	2/27/2019	3/14/2019
November	11/01/2018-11/10/2018	“	2/27/2019	3/14/2019
December	12/01/2018-12/10/2018	“	4/24/2019	5/9/2019

STATE OF TENNESSEE POLICY OF NON-DISCRIMINATION

PURSUANT TO THE STATE OF TENNESSEE'S POLICY OF NON-DISCRIMINATION, THE HEALTH SERVICES AND DEVELOPMENT AGENCY DOES NOT DISCRIMINATE ON THE BIAS OF RACE, SEX, RELIGION, COLOR, NATIONAL OR ETHNIC ORIGIN, AGE, DISABILITY OR MILITARY SERVICE IN ITS POLICIES OR IN THE ADMISSION OR ACCESS TO OR TREATMENT OR EMPLOYMENT IN, ITS PROGRAMS, SERVICES OR ACTIVITIES.

EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY EEO/AA COORDINATOR OR OFFICER, HEALTH SERVICES AND DEVELOPMENT AGENCY, ANDREW JACKSON BUILDING, 9TH FLOOR, 502 DEADERICK STREET, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364. ADA INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY'S ADA COORDINATOR: JAMES CHRISTOFFERSEN, HEALTH SERVICES AND DEVELOPMENT AGENCY, ANDREW JACKSON BUILDING, 9TH FLOOR, 502 DEADERICK STREET, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364.

HEALTH SERVICES AND DEVELOPMENT AGENCY MEETINGS

THSDA Meeting is scheduled to be held at
8:30 a.m. CDT/CST
At the following Location:

August 22, 2018

Legislative Cordell Hull State Office Building
House Hearing Room II
425 5th Avenue North
Nashville, TN

October 24, 2018

Legislative Cordell Hull State Office Building
House Hearing Room II
425 5th Avenue North
Nashville, TN

***Meeting locations are subject to change**

****All meetings of the Health Services and Development Agency are posted on the Agency's website at www.tn.gov/hsda**

EXECUTIVE DIRECTOR'S ANNOUNCEMENTS:

PLEASE NOTE

In order that the Agency members may have sufficient time to review the meeting packet, please submit all support, rebuttal and comments for matters on the Agency's agenda no later than noon (Central Time) on the thirteenth day before the meeting at which that matter will be heard. In accordance with T.C.A., Section 68-11-1609(g)(1), any health care institution wishing to oppose a Certificate of Need application must file a written objection with the Agency and serve a copy on the applicant no later than fifteen days before the agency meeting at which time the application is originally scheduled.



RESULTS OF APPLICATIONS HEARD AT JUNE MEETING

Christian Care Center of Medina f/k/a Milan health Care Center
Undeveloped Lot on Highway 45 East and Sonic Drive
Medina (Gibson County), TN 38355
CN1802-006
Contact Person: Jerry Taylor
Phone: 615-724-3247

APPROVED

+Erlanger Bradley County
Unaddressed Site at southeast quadrant of Exit 20 northbound on US I-75
Cleveland (Bradley County), TN 37353
CN1802-011
Contact Person: Joseph Winick
Phone: 423-778-7274

DENIED

+ To be heard as simultaneous review due to similarity of service area, location, facility type and service to be provided.

+ Tennova Healthcare Cleveland
680 Stuart Road NE
Cleveland (Bradley County), TN 37312
CN1803-015
Contact Person: Lisa Childers
Phone: 423-559-6597

DENIED

+ To be heard as simultaneous review due to similarity of service area, location, facility type and service to be provided.

TriStar Southern Hills Medical Center Emergency Department at Antioch
Unaddressed site west of I-24, Exit 60, on east side of Cane Ridge Parkway at its intersection with Century Farms Parkway
Antioch (Davidson County), TN 37013
CN1803-017
Contact Person: John Wellborn
Phone: 615-665-2022

APPROVED

Vanderbilt HC/Option Care IV Services
624 Grassmere Park Drive, Suite 22
Nashville (Davidson County), TN 37211
CN1803-012
Contact Person: Julie Koenig
Phone: 888-726-0776

APPROVED

The relocation and replacement of a 66-bed dually certified nursing home within Gibson County from 8060 Stinson Road in Milan to an undeveloped site on State Highway 45E and Sonic Drive in or near the city limits of Medina, a distance of approximately 10 miles. The facility which has held an inactive license since June 2017 was acquired by its current ownership in July 2017. The estimated project cost is \$10,172,313.

The establishment of a satellite emergency department facility with seven treatment rooms and the initiation of cardiac catheterization services at an unaddressed site, otherwise described as 2.9 acres, at the southeast quadrant of Exit 20 northbound on U.S. Interstate 75, accessed via Cherokee Gateway Boulevard, Cleveland (Bradley County), TN. The applicant is owned by Chattanooga-Hamilton County Hospital Authority d/b/a Erlanger Health System. It will be under the administrative control of Erlanger Medical Center and will operate as an outpatient department of the hospital. The estimated project cost is \$11,297,935.

OPPOSED

The establishment of a satellite emergency department facility with eight treatment rooms at 680 Stuart Road NE, Cleveland (Bradley County), TN. The applicant is owned by Cleveland Hospital Company, LLC d/b/a Tennova Healthcare – Cleveland. It will be under the administrative control of Tennova Healthcare-Cleveland and will operate as an outpatient department of the hospital. The estimated project cost is \$12,081,195.

OPPOSED

The establishment of satellite emergency department facility with 11 treatment rooms. The project will be located at an unaddressed site west of I-24 Exit 60, on the east side of Cane Ridge Parkway at its intersection with Century Farms Parkway, Antioch (Davidson County). The applicant is owned by HCA Health Services of Tennessee, Inc. It will be under the administrative control of TriStar Southern Hills Medical Center and will operate as an outpatient department of the hospital. The estimated project cost is \$13,883,982.

The addition of 27 counties in East and West Tennessee to the existing 33-county Middle Tennessee service area for a home health agency limited to infusion patients only. The expanded service area would include Anderson, Bledsoe, Blount, Bradley, Cumberland, Fayette, Hardin, Haywood, Knox, Hamilton, Morgan, Hardeman, Jefferson, Lauderdale, Loudon, Marion, McMinn, McNairy, Meigs, Monroe, Polk, Rhea, Roane, Sevier, Shelby, Tipton, and Sequatchie. The principal office is located at 624 Grassmere Park Drive, Suite 22, Nashville (Davidson County), TN. The applicant is owned by Option Care Infusion Services, LLC. The estimated project cost is \$15,000.

Maxim Healthcare Services
115 East Park Drive, Suite 200
Brentwood (Williamson County), TN 37027
CN1803-013
Contact Person: John Wellborn
Phone: 615-665-2022
APPROVED

Premier Radiology
110 St. Blaise Road
Gallatin (Sumner County), TN 37066
CN1803-014
Contact Person: Mark Gaw
Phone: 615-239-2039
APPROVED

Vanderbilt University Medical Center
1211 Medical Center Drive
Nashville (Davidson County), TN 37232
CN1803-016
Contact Person: Ginna Felts
Phone: 615-936-6005
APPROVED

Crestwyn Behavioral Health
9485 Crestwyn Hills Cove
Memphis (Shelby County), TN 38125
CN1803-018
Contact Person: John Wellborn
Phone: 615-665-2022
APPROVED

The addition of seven counties to the existing nine county service area of a home health agency that primarily serves private duty patients but has no limitation. The expanded service area would include Bedford, Cannon, Coffee, DeKalb, Hickman, Marshall, and Maury. The principal office is located at 115 East Park Drive, Suite 200, Brentwood (Williamson County), TN. The applicant is owned by Maxim Healthcare Services, Inc. The estimated project cost is \$90,000.

OPPOSED

The establishment of an outpatient diagnostic center (ODC) and the initiation of magnetic resonance imaging (MRI) services. A fixed 1.5 Tesla MRI unit and a fixed 16-slice computed tomography (CT) unit will be located at a new building under construction at 110 St. Blaise Road, Gallatin (Sumner County). If approved, Advanced Diagnostic Imaging, PC will surrender two previously implemented certificates of need for MRI services at project implementation. The applicant is owned by Middle Tennessee Imaging, LLC. The estimated project cost is \$6,078,275.

OPPOSED

The addition of 14 adult psychiatric beds to the existing 92-bed Vanderbilt Psychiatric Hospital which operates under the license of Vanderbilt University Medical Center (VUMC) for a total of 106 psychiatric beds. VUMC is currently licensed for 1,029 beds and has the following additional beds under construction: 134 approved via the CON process and 68 beds via the PC 1043 exemption process. Upon completion, the licensed bed total will be 1,245. The applicant is owned by Vanderbilt University Medical Center. The facility is located on the campus of VUMC at 1211 Medical Center Drive, Nashville (Davidson County), TN. The estimated project cost is \$4,214,113.

The addition of 14 psychiatric beds to the existing 66-bed mental health hospital resulting in 80 beds. The increase in licensed bed capacity will be achieved by adding new beds and converting existing ones as follows: the addition of 3 adult beds, increasing the total from 33 to 36; the addition of 16 child/adolescent beds, increasing the total from 16 to 32; and the conversion of dual diagnosis beds, reducing the total from 17 to 12, a reduction of 5 beds. Crestwyn Behavioral Health is located at 9485 Crestwyn Hills Cove, Memphis (Shelby County), TN. The applicant is owned by Crestwyn Health Group, LLC d/b/a Crestwyn Behavioral Health. The estimated project cost is \$91,000.

RESULTS OF GENERAL COUNSEL REQUESTS HEARD AT JUNE MEETING

Stones River Manor
205 Haynes Drive
Murfreesboro (Rutherford County), TN 37129
CN1506-026AEE
Contact Person: Michael Brent
Phone: 615-252-2361

APPROVED

- Request for a 2 month extension, from 7/1/2018 to 9/1/2018

The project was approved on 9/23/2015 for the establishment of a 30 bed Medicare-certified skilled nursing home located at 205 Haynes Drive, with an estimated total cost of \$2,729,126.75.

A six month extension was granted by the Executive Director on August 17, 2017 pursuant to the Agency's Delegation of Authority policy extending the expiration date from November 1, 2017 to May 1, 2018. The project was 80% complete at the time.

A two month extension was granted by the Agency on April 25, 2018, from 5/1/2018 to 7/1/2018 because construction is complete and awaiting Tennessee Department of Health occupancy approval.

APPLICATIONS TO BE HEARD AT AUGUST MEETING

+Antioch Outpatient Diagnostic Center
5380 Hickory Hollow Parkway, Suite 101
Antioch (Davidson County), TN 37013
CN1805-020
Contact Person: John Wellborn
Phone: 615-665-2022

+To be heard as simultaneous review due to similarity of service area, location, facility type, and service to be provided.

+Premier Radiology
3754 Murfreesboro Pike
Antioch (Davidson County), TN 37013
CN1805-021
Contact Person: Mark Gaw
Phone: 615-296-9944

+To be heard as simultaneous review due to similarity of service area, location, facility type, and service to be provided.

*Bartlett ASC, LLC
7845 US Highway 64
Bartlett (Shelby County), TN 38133
CN1806-026
Contact Person: Kim Looney
Phone: 615-850-8722

The establishment of an outpatient diagnostic center (ODC) and the initiation of magnetic resonance imaging (MRI) services. The proposed ODC will be located in leased space located at 5380 Hickory Hollow Parkway, Suite 101, Antioch (Davidson County), TN. The applicant is owned by Tennessee Imaging Services, LLC (TIS) which is owned by American Radiology Holdings, P.C (ARH). ARH is wholly owned by Dr. Curtis Pickert, MD. The estimated project cost is \$8,646,512.

The establishment of an Outpatient Diagnostic Center (ODC) and the initiation of magnetic resonance imaging (MRI) services. The proposed ODC will be located in a new building under construction located at 3754 Murfreesboro Pike, Antioch (Davidson County), TN. The applicant is owned by Middle Tennessee Imaging, LLC d/b/a Premier Radiology which is owned by Saint Thomas Health (53.86%), NOL, LLC (42.15%), and Murfreesboro Imaging Partners (3.99%). The estimated project cost is \$3,558,788.

The relocation of a previously approved but unimplemented CON (CN1605-020) for an ambulatory surgical treatment center from Kate Bond Boulevard, Bartlett (Shelby County) to 7845 US Highway 64, Bartlett (Shelby County). The applicant is owned by USP Tennessee, Inc., which is owned by United Surgical Partners International (USPI). The estimated project cost is \$10,035,666.19.

GENERAL COUNSEL REQUESTS TO BE HEARD AT AUGUST MEETING

NHC Healthcare
 Cookeville (Putnam County), TN 38501
 CN1604-014A
 Contact Person: Dan Elrod
 Phone: 615-651-6702

- Request for a 3 year extension of expiration date from 10/1/18 to 10/1/21

The CON was unanimously approved on 8/24/16 for the addition of 10 Medicare certified SNF beds to the existing 94 bed dually certified skilled nursing facility and renovation of 12 existing patient rooms. The estimated project cost was \$4,806,490.

Maury Regional Hospital d/b/a Maury Regional Medical Center
 Columbia (Maury County), TN 38401
 CN0210-103M and CN1307-026A
 Contact Person: Dan Elrod
 Phone: 615-651-6702

- Request for modification from mobile to fixed PET/CT Scanner

CN0210-103M was approved on 1/22/2003, for the initiation of mobile PET services 1 day per week at the hospital campus. The CON was subsequently modified to 3 days per week.

CN1307-026A was unanimously approved on 10/23/13, for the relocation of its megavoltage radiation therapy service from MRMC's main campus at 1224 Trotwood Avenue, Columbia Maury County, to the Columbia Mall at 6508 South James Campbell Boulevard, Columbia (Maury County), a distance of approximately one mile. The megavoltage radiation therapy service consisted of two (2) linear accelerators and its PET/CT service consisting of one mobile PET Scanner. The project included the building of shell space for a future fixed PET/CT Scanner.

APPEALS OF AGENCY DECISIONS

<u>FACILITY</u>	<u>DOCKET #</u>	<u>DESCRIPTION</u>	<u>MEETING DATE</u>
Baptist Memorial Hospital Unnamed street address near the intersection of Interstate 40 and Airline Road in Arlington (Shelby County), TN CN1705-018	25.00-144364J	Appeal of Denial of CON	8/23/2017

Trial for this case will be heard at the Nashville School of Law during the dates of August 20-24, 27, 28, 30, 31

HEALTH SERVICES AND DEVELOPMENT AGENCY

R.G. Rick Chinn Jr.
(Consumer, Lieutenant Governor)

Paul Korth
(Hospital)

Thomas Alsup
(Consumer, Speaker of the House)

Douglas Scarboro
(Consumer, Governor)

Laura Beth Brown
(Home Care)

Todd Taylor
(Nursing Home)

Kenneth Patric, M.D.
(Physician)

Corey Ridgway
(Ambulatory Surgical Treatment Centers)

Keith Gaither
Designee For Director of TennCare
Wendy Long, M.D.

Jaclyn Harding
Designee For Comptroller
Justin Wilson

Lisa Jordan
Designee for Commerce & Insurance
Commisisoner
Julie Mix McPeak