
Health Services and Development Agency

Communique

**A MONTHLY PUBLICATION OF THE
HEALTH SERVICES AND DEVELOPMENT AGENCY**

Andrew Jackson State Office Building

500 Deaderick Street, Suite 850

Nashville, TN 37243

615.741.2364

JUNE

2011

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

HEALTH SERVICES & DEVELOPMENT AGENCY

Chair..... Carl Koella, III
Vice-ChairCharles Handorf, M.D.
Executive Director Melanie Hill
General Counsel James B. Christoffersen

Department of Health, Division of Health Statistics,
Office of Policy, Planning and Assessment

615.741.1954

Department of Mental Health,
Office of Policy Planning

615.532.6500

Office Hours are 8:00 a.m. to 4:30 p.m., Central Time, Monday through Friday

ALL RECORDS ARE PUBLIC INFORMATION

CALENDAR

The Health Services and Development Agency will be closed in 2011 on the following days:

Monday, January 3 – New Year’s Day Observed
 Monday, January 17 – Martin Luther King Day
 Monday, February 21 – President’s Day
 Friday, April 22 – Good Friday
 Monday, May 30 – Memorial Day
 Monday, July 4 – Independence Day
 Monday, September 5 – Labor Day

* Monday, October 10 – Columbus Day “ will be substituted for the day after Thanksgiving at the Governor’s discretion.”
 Friday, November 11 – Veteran’s Day
 Thursday, November 24 – Thanksgiving Day
 * Friday, November 25 – substituted for Columbus Day
 Monday, December 26 – Christmas Day Observed

2011 REVIEW CYCLE

2011 Cycle	Publication Dates- Letter of Intent	Application	HSDA Meeting Dates	* End of Appeal Period
January 2011	12/01/10-12/10/10	5 days after Publication	03/23/11	04/07/11
February 2011	01/01/11-01/10/11	"	04/27/11	05/12/11
March 2011	02/01/11-02/10/11	"	05/25/11	06/09/11
April 2011	03/01/11-03/10/11	"	06/22/11	07/07/11
May 2010	04/01/11-04/10/11	"	07/27/11	08/11/11
June 2010	05/01/11-05/10/11	"	08/24/11	09/08/11
July 2010	06/01/11-06/10/11	"	09/28/11	10/13/11
August 2010	07/01/11-07/10/11	"	10/26/11	11/10/11
September 2010	08/01/11-08/10/11	"	11/16/11	12/01/11
October 2010	09/01/11-09/10/11	"	12/21/11	1/5/12
November 2010	10/01/11-10/10/11	"	01/25/12	02/9/12
December 2010	11/01/11-11/10/11	"	02/22/12	03/8/12

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

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 BASIS 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, 500 DEADERICK STREET, SUITE 850, 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, 500 DEADERICK STREET, SUITE 850, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364.

HEALTH SERVICES AND
DEVELOPMENT AGENCY MEETINGS

THSDA Meetings are scheduled to be held at
8:30 a.m. CDT/CST
at the following location:

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June - December 2011 *

Legislative Plaza

Room 12

Sixth Avenue North & Union Street

Nashville, TN

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* 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. The parties are encouraged to provide 28 copies. 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 THE MAY MEETING

*East TN Community Open MRI (ETCOM)
1415 Old Weisgarber Road, Suite 150
Knoxville (Knox County), TN 37909
CN1103-008
Contact Person: John L. Wellborn, Consultant
Phone No.: 615-665-2022
APPROVED

To relocate ETCOM from 300 Prosperity Drive, Suite 105, Knoxville (Knox County), TN 37923 to 1415 Old Weisgarber Road, Suite 150, Knoxville (Knox County), TN 37909, and to replace its existing MRI unit with a new MRI unit. The facility is now licensed as an outpatient diagnostic center by the Department of Health and this licensure category will not change at the new location. The project does not contain any other type of major medical equipment or initiate or discontinue any other reviewable health service; and it will not affect any facility's licensed bed complements.

\$ 2,669,423.00

Livingston Regional Hospital
315 Oak Street
Livingston (Overton County), TN 38570
CN1102-005
Contact Person: John Wellborn, Consultant
Phone No.: 615-665-2022
APPROVED

The expansion of geropsychiatric inpatient unit by four (4) beds through reassignment and conversion of (4) existing inpatient rehabilitation beds, and to construct related support space. The geropsychiatric unit is to be managed by Horizon Health (United Health Systems). Livingston Regional Hospital is licensed by the Department of Health as a 114-bed general hospital, consisting of 90 general hospital beds, 14 rehabilitation beds and 10 geropsychiatric. The bed reassignment will result in 90 general beds, 10 rehabilitation beds and 14 geropsychiatric beds. The project will not change the total licensed bed complement. The project does not contain major medical equipment or initiate or discontinue any health service.

\$ 1,293,115.00

The West Clinic, PC
100 North Humphreys Boulevard
Memphis (Shelby County), TN 38120
CN1102-006
Contact Person: Jerry W. Taylor, Esq.
Phone No.: 615-726-1200
DENIED

1) The establishment of single specialty ambulatory surgical treatment center (ASTC) limited to radiation therapy services; 2) The initiation of radiation therapy services through the use of a linear accelerator; and 3) The acquisition of a linear accelerator, which qualifies as major medical equipment under applicable law. The services and equipment will be in a new building to be constructed adjacent to the clinical offices of the West Clinic. The proposed radiation therapy services would be limited to the patients of The West Clinic.

\$ 8,375,057.00

GENERAL COUNSEL'S REPORT

SeniorHealth of Rutherford, LLC
Thompson Lane near Thompson Lane &
Manson Pike
Murfreesboro (Rutherford County), TN 37129
CN0610-089A
Contact Person: Jeffrey D. Vosel, Vice
President
Phone No.: 615-321-5577
**Approved for a twelve (12) month extension
of the expiration date to March 15, 2013**

Request for a six (6) month extension of the expiration date from March 15, 2012 to September 15, 2012. This project was approved February 28, 2007. The construction and establishment of a sixty (60)-bed general hospital providing medical detoxification, psychiatric and rehabilitation services. The distribution of beds will be as follows: Medical detoxification (9 beds); psychiatric-adult and geriatric (24beds), and medical rehab services (27 beds). This facility will serve Rutherford and Bedford counties. The project cost was \$29,893,000.

APPLICATIONS TO BE HEARD AT THE JUNE MEETING

Hillview Health Center
1666 Hillview Drive
Elizabethton (Carter County), TN 37643
CN1103-007
Contact Person: E. Graham Baker, Jr., Esq.
Phone No.: 615-370-3380

The addition of twenty (20)* skilled nursing beds at its facility. The facility is currently licensed for fifty-six (56) dually-certified beds, and this application, if approved, will result in a total licensed bed complement of seventy-six (76) nursing home beds. The additional twenty (20) beds will be dually certified. There is no major medical equipment involved with this project. No other health services will be initiated or discontinued. It is proposed that the facility will continue to serve Medicare, Medicaid, commercially insured, and private-pay patients, and the facility will continue to be licensed by the Tennessee Department of Health.

\$ 1,799,816.00

* These beds will be subject to the 125 nursing home bed pool for 2010-2011.

Chattanooga Medical Investors Limited
Partnership dba Life Care Center of Ooltewah
Northeast corner of Mountain View Road and
Snow Hill Road
Ooltewah (Hamilton County), TN 37363
CN1103-009
Contact Person: Edwin Day, Consultant
Phone No.: 615-952-2297

The relocation and replacement of a nursing home (Life Care Center of Chattanooga) located at 455 North Highland Park Avenue, Chattanooga (Hamilton County), TN 37404. The replacement facility will be located on a 8.4 acre site, which has not been assigned an address, located on the northeast corner of Mountain View Road and Snow Hill Road, Ooltewah (Hamilton County), TN 37363. The number of licensed beds will be reduced from 153 to 120. No services will be initiated nor discontinued, and no major medical equipment is requested.

\$ 20,990,000.00

Saint Thomas Hospital
4220 Harding Road
Nashville (Davidson County), TN 37205
CN1103-010
Contact Person: Barbara Houchin, Executive
Director, Planning
Phone No.: 615-284-6869

The renovation of its existing Cardiac Surgery Suite within the hospital. The project involves the renovation of eight (8) operating rooms in approximately 11,143 square feet of existing operating room space and the purchase of major medical equipment. Major medical equipment for the project consists of two (2) Siemens Artis zeego floor mounted, multi-axis C-arm angiography systems. There are no additional services, operating rooms, or beds requested in the project.

\$ 10,275,135.00

*NOL, LLC dba Premier Radiology
5002 Crossing Circle
Mt. Juliet (Wilson County), TN 37122
CN1104-012
Contact Person: Ed Day
Phone No.: 615-952-2297

To establish an outpatient diagnostic (ODC) at 5002 Crossing Circle, Mt. Juliet (Wilson County), including the initiation of magnetic resonance imaging (MRI). The proposed ODC will be established by converting existing equipment and facilities currently operated at the location by NOL, LLC dba Premier Radiology as part of its physicians' practice. The diagnostic services in the existing physicians' practice and in the proposed ODC include MRI, CT, nuclear medicine, ultrasound, and x-ray. The project will not add any new services to the market or change the location of existing services. No other services will be initiated or discontinued and no additional equipment will be acquired as a part of this project. ***Removed from Consent Calendar due to opposition received per HSDA Rule 0720-10-.05(4).**

\$ 3,000,848.00

APPLICATIONS TO BE HEARD AT THE JUNE MEETING

GENERAL COUNSEL'S REPORT

Southern Tennessee Medical Center, LLC
185 Hospital Road
Winchester (Franklin County), TN
CN0712-096A

Request for removal of condition limited to diagnostic catheterization services. This project was approved on March 2008 for the acquisition of fixed cardiac catheterization equipment and the initiation of cardiac catheterization services to replace its existing mobile services. The expiration date was May 1, 2010 and the project cost was \$3,521,538.00. The project was implemented in November 2009.

Deferred from the April Meeting

Southern Hills Medical Center
391 Wallace Road
Nashville (Davidson County), TN
CN1003-014A
Contact Person: Jerry W. Taylor, Esq.
Phone No.: 615-726-1200

Request for a modification to increase the project cost and square footage. The project cost will increase by \$390,000.00, from \$450,000.00 to \$840,000.00. The square footage will increase by 2,588 square feet, from 3,110 square feet to 5,698 square feet. The project was approved at the June 23, 2010 meeting for the initiation of inpatient rehabilitation services and the addition of twelve (12) inpatient beds to its license to be designated as rehabilitation beds, and the establishment of a twelve (12) bed inpatient rehabilitation unit in the main hospital facility.

Saint Francis Hospital
2986 Kate Bond Road
Bartlett, Bartlett (Shelby County), TN
CN0712-099A
Contact Person: Kim H. Looney, Esq.
Phone No.: 615-244-6380

Request for a twelve (12) month extension of the expiration date from July 1, 2011 to July 1, 2012. This project was approved on May 28, 2008 for the initiation of a ten (10) bed neonatal intensive care unit (NICU) at the hospital's campus. The hospital's licensed bed capacity will not increase as a result of this project. The project cost is \$33,000.00.

APPLICATIONS TO BE HEARD AT THE JULY MEETING

Memorial North Park Hospital
2051 Hamill Road
Hixson (Hamilton County), TN 37343
CN1104-011
Contact Person: Jane Lucchesi
Phone No.: 423-495-8931

To renovate and expand several departments of the hospital located at 2051 Hamill Road, Hixson (Hamilton County), TN. The project involves construction of a replacement Intensive Care Unit, renovation and expansion of the Emergency Department, renovation and expansion of the Endoscopy Unit, partial renovation of a Nursing Unit, and renovation of radiology space to add a SPECT-CT unit. The designated ICU beds will increase from eight (8) to ten (10) and the number of medical surgical beds will decrease from sixty-one (61) to fifty-nine (59). This project will not affect the hospital's total licensed bed complement of sixty-nine (69) beds. Emergency Department treatment rooms will increase from thirteen (13) to seventeen (17). The Endoscopy Unit will increase from two (2) to three (3) labs. The total project involves 32,880 total gross square feet of new and renovated space. The project does not involve acquisition of major medical equipment or the initiation or discontinuance of any health care services.
\$ 17,583,642.00

Clarksville Surgery Center, LLC
793 Weatherly Drive
Clarksville (Montgomery County), TN 37043
CN1104-014
Contact Person: Keith Bolton, Chief Executive Officer
Phone No.: 931-801-2558

Initiation of extra corporeal shockwave lithotripsy (ESWL) services at Clarksville Surgery Center, 793 Weatherly Drive, Clarksville (Montgomery County), TN through a mobile service on a "as needed" basis.
\$ 200,000.00

GENERAL COUNSEL'S REPORT

Rosewood Manor
Unaddressed site near Old Kedron Road
Spring Hill (Maury County), TN
CN0703-021A
Contact Person: Jerry W. Taylor, Esq.
Phone No.: 615-726-1200
Deferred from April Meeting

Request for a twenty-four (24) month extension of the expiration date from September 1, 2011 to September 1, 2013. The original expiration date was September 1, 2009 but extended to September 1, 2011 at the July 22, 2009 HSDA meeting. The project was approved for a replacement and relocation of the existing nursing home, and the addition of thirty (30)* Medicare certified skilled nursing beds. The facility's bed complement which is currently licensed for sixty-eight (68) beds, will increase to ninety-eight (98) SNF beds. The project cost is 10,668,976.00.

* These beds were subject to the 125 Nursing Home Bed Pool for 2006-2007.

APPLICATIONS TO BE HEARD AT THE AUGUST MEETING

Southern Sports Medicine Surgery Center
(SSMSC)
1163 Nashville Pike
Gallatin (Sumner County), TN 37066
CN1104-013
Contact Person: Thomas Gautsch, M.D.
Phone No.: 615-452-3320

The establishment of a single specialty ambulatory surgical treatment center (ASTC). The center will contain approximately 6,200 square feet of space and will include two (2) operating rooms, one (1) procedure room, a pre/post holding area and support space. The project does not contain any major medical equipment and will not initiate or discontinue any other health service.
\$ 3,296,400.00

Orange Grove Center, Inc.
Site A 5345 Mountain Creek Road
Chattanooga (Hamilton County), TN 37415
CN1105-015
Contact Person: Kyle Hauth, Executive Director
Phone No.: 423-493-2910

The establishment of a four (4) bed ICF/MR home for four (4) residents who will transfer from an existing eight (8)-bed ICF/MR managed by The Orange Grove Center, Inc. Services will include complete life care support for individuals with intellectual disabilities, appropriate therapies, community integration opportunities and life skills development. The home will be licensed by the Tennessee Department of Mental Health.
\$ 992,393.00

Orange Grove Center, Inc.
Site B 5345 Mountain Creek Road
Chattanooga (Hamilton County), TN 37415
CN1105-016
Contact Person: Kyle Hauth, Executive Director
Phone No.: 423-493-2910

The establishment of a four (4) bed ICF/MR home for four (4) residents who will transfer from an existing eight (8)-bed ICF/MR managed by The Orange Grove Center, Inc. Services will include complete life care support for individuals with intellectual disabilities, appropriate therapies, community integration opportunities and life skills development. The home will be licensed by the Tennessee Department of Mental Health.
\$ 992,393.00

St. Jude Children's Research Hospital
315 Danny Thomas Place
Memphis (Shelby County), TN 38105
CN1105-017
Contact Person: John Wellborn, Consultant
Phone No.: 615-665-2022

To construct a new medical tower that will include a replacement Surgical Department and Intensive Care Unit (ICU). In the same structure, the hospital proposes to establish a proton beam therapy center for pediatric cancer treatment, to acquire major medical equipment (proton beam therapy equipment and related components), and to initiate inpatient and outpatient proton therapy services. It will be located within the St. Jude campus, next to the Chili's Care Center. St. Jude is licensed as a 78-bed general hospital. The project will not change the hospital's bed complement, or initiate or discontinue any other hospital service, or include any other types of major medical equipment.
\$ 184,279,326.00

APPLICATIONS TO BE HEARD AT THE AUGUST MEETING

Baptist Memorial Hospital - Tipton dba
Baptist Center for Cancer Care
1238 & 1280 South Germantown Pkwy
Germantown (Shelby County), TN 38138
CN1105-018
Contact Person: Arthur Maples, Dir. Strategic
Analysis
Phone No.: 901-227-4137

To construct a comprehensive cancer center; to initiate linear accelerator and positron emission tomography (PET) services; and to acquire major medical equipment and related assets currently owned by Baptist Memorial Hospital-Memphis (BMHM). The new facility will include a full array of oncology services and programs, and will be operated as an outpatient department of Baptist Memorial Hospital-Tipton under the name Baptist Center for Cancer Care. The project involves relocating from BMHM the PET unit, two (2) linear accelerators and other radiation oncology equipment along with the CyberKnife linear accelerator approved but unimplemented by CN1010-050. The PET, accelerators and other treatment equipment and services will be located in approximately 105,291 square feet of space to be constructed at 1238 and 1280 South Germantown Parkway, Germantown (Shelby County), TN 38138. The location is close to the intersection of Germantown Parkway and Wolf River Boulevard in Germantown (Shelby County), TN and is approximately 5 miles from the current location of radiation therapy services at BMHM. The project does not involve the addition of beds or any other service for which a certificate of need is required.

\$ 64,925,225.00

APPEALS OF AGENCY DECISIONS

<u>FACILITY</u>	<u>DOCKET #</u>	<u>DESCRIPTION</u>	<u>Approved/ Denied</u>
HealthSouth Rehabilitation Hospital of Williamson County Franklin, Williamson County CN102-059A	25.00- 111868J	Appeal of Approval of CON	3/23/2011
Middle Tennessee Rehabilitation Hospital, LLC Franklin, Williamson County CN102-055D	25.00- 111868J	Appeal of Denial of CON	3/23/2011
New Life Surgical Center, PLLC Franklin, Williamson County CN1009-043A	25.00-111517J	Appeal of Approval of CON	2/23/2011
Plaza Radiology, LLC d/b/a Cleveland Imaging Cleveland, Bradley County CN1010-047A	25.00-11270J	Appeal of Approval of CON	1/26/2011

Health Services and Development Agency Members

Carl Koella
(Consumer, Speaker of the Senate)

Charlotte C. Burns
(Hospital)

Charles Handorf, M.D.
(Physician)

D. Lynn Johnson
(Consumer, Speaker of the House)

Clark Jones
(Consumer, Governor)

Gregory Lammert
(Home Care)

William Southwick
(Ambulatory Surgical Treatment Centers)

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Lisa Jordan, Designee

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(Comptroller)

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