The Tennessee Open Meetings Act passed by the General Assembly in 1974 requires that meetings of state, city and county government bodies be open to the public and that any such governmental body give adequate public notice of such meeting.

TENNESSEE DEPARTMENT OF HEALTH
MEMORANDUM
AMENDED

Date: September 2, 2016
To: Woody McMillin, Director of Communication and Media Relations
From: Wanda E. Hines, Board Administrator

Name of Board or Committee: Board for Licensing Health Care Facilities
Board Meeting
(Call-in Number: 1-888-757-2790 passcode: 457462#)

Date of Meeting: September 7-8, 2016
Time: 9:00 a.m. CDT
Place: Iris Conference Room
665 Mainstream Drive, First Floor
Nashville, TN 37243

Major Item(s) on Agenda: See Attached Agenda

LINK TO LIVE VIDEO STREAM:

September 7, 2016
https://web.nowuseeit.tn.gov/Mediasite/Play/f0ce460a1ac14777a2616972c7eb86371d

September 8, 2016
https://web.nowuseeit.tn.gov/Mediasite/Play/9effccfdd95740338a94bb2116b5d7f21d

This memo shall be forwarded from individual programs to the Public Information Office on the 15th day of the preceding month. The Public Information Office will prepare the monthly list of meetings within the Department and have ready for distribution to state media by the 28th day of the preceding month.

PH-1850 (Rev. 3/79) RDA N/A
JOHN J. DREYZEHNER, MD, MPH  
COMMISSIONER

BILL HASLAM  
GOVERNOR

THE MISSION OF THE TENNESSEE DEPARTMENT OF HEALTH IS TO PROTECT, PROMOTE AND IMPROVE THE HEALTH AND PROSPERITY OF PEOPLE IN TENNESSEE

AGENDA

BOARD FOR LICENSING HEALTH CARE FACILITIES

SEPTEMBER 7-8, 2016

IRIS CONFERENCE ROOM, FIRST FLOOR

PLEASE REMEMBER TO SILENCE YOUR ELECTRONIC DEVICES WHEN THE BOARD IS IN SESSION

1. WELCOME NEW BOARD MEMBERS: Reappointments of Ms. Carissa Lynch, Doctor of Pharmacy Representative; Mr. Bobby Wood and Mr. Paul Boyd, Consumer Representatives.

2. CALL THE MEETING TO ORDER AND ESTABLISH A QUORUM.

3. CONTESTED CASE HEARING(S).

4. RULEMAKING HEARINGS-Notice of Rulemaking Hearings can be viewed online at http://share.tn.gov/sos/rules_filings/05-02-16.pdf.

A.  
1200-08-01 Standards for Hospitals  
1200-08-01-.15 Appendix I

1200-08-02 Standards for Prescribed Child Care Centers  
1200-08-02-.14 Appendix I

1200-08-06 Standards for Nursing Homes  
1200-08-06-.16 Appendix I

1200-08-10 Standards for Ambulatory Surgical Treatment Centers  
1200-08-10-.15 Appendix I
5. LICENSE STATUS REQUESTS.

GOLDEN YEARS, CORDOVA
This Residential Home for the Aged facility is seeking to place their license on inactive status. As a result of a Board order effective January 16, 2016 this facility’s license is on probation for 2 years. The administrator is healing from eye surgery and will be seeking to re-staff and acquire new residents to reopen Golden Years RHA.

Representative(s): Brenda Tucker
PIONEER COMMUNITY HOSPITAL OF SCOTT COUNTY, ONEIDA
This one hundred and one (101) bed facility is seeking to place their license on inactive status. Pioneer Community Hospital of Scott County can no longer financially sustain operations and was unable to successfully negotiate a sale of the facility prior to this Board meeting.

Representative(s): Scott K. Phillips, Chief Restructing Officer, Healthcare Management Partners, LLC and Tony Taylor, Administrator

SENIOR SAINTS HOME, CHATTANOOGA
This Residential Home for the Aged facility is seeking to place their license on inactive status. On May 12, 2016, this RHA caught on fire due to lightning during a severe storm. All eight (8) residents managed to evacuate the burning building safely. It will take Senior Saints Home approximately eight (8) or so months to rebuild or remodel this fire impacted structure.

Representative(s): Kennedy N. Omanwa, Administrator

WAYNE CARE NURSING HOME, WAYNESBORO
This forty-six (46) bed nursing home is requesting an extension waiver for their license to remain on inactive status pending completion of the CON project. This facility transferred their residents to Waynesboro Health & Rehabilitation Center, Waynesboro, a one hundred nine (109) bed facility, which is 1.6 miles away. The CON project is moving forward and their anticipated date of project completion is March 2017. This facility’s license was placed on inactive status on September 10, 2014 which expired on May 10, 2015. Upon receiving an approved CON, the facility chose to maintain the license.

Representative(s): Chris Puri, Attorney

PARAMOUNT HEALTHCARE SERVICES, INC., NASHVILLE
This Professional Support Services facility is requesting an extension waiver for their license to remain on inactive status for one (1) year. Currently, their contract with DIDD is terminated. This request is needed in order for Paramount Healthcare Services to attempt to obtain another current Provider/Contract/Agreement with DIDD.

Representative(s): Emeka Nnadi, Director

LEBONHEUR CHILDREN’S HOSPITAL, MEMPHIS
This two hundred fifty-five (255) bed hospital is requesting to increase their bed count by twenty-six (26) beds making a total of 281 beds. This request is made pursuant to the Tennessee Health Services and Development Agency statute T.C.A. § 68-11-1607(g). The need of the proposed increase in bed capacity is due to increasing patient volume.

Representative(s): Byron Trauger, Attorney
METHODIST LE BONHEUR GERMANTOWN HOSPITAL, GERMANTOWN
This three hundred nine (309) bed hospital is requesting to increase their bed count by thirty-one (31) beds making a total of 340 beds. This request is made pursuant to the Tennessee Health Services and Development Agency statute T.C.A. § 68-11-1607(g). The need of the proposed increase in bed capacity is due to increasing patient volume.

Representative(s): Byron Trauger, Attorney

HEALTHSOUTH REHABILITATION HOSPITAL-NORTH, MEMPHIS
This fifty (50) bed hospital is requesting to increase their bed count by ten (10) beds making a total of 60 beds. This request is made pursuant to the Tennessee Health Services and Development Agency statute T.C.A. § 68-11-1607(g). The need of the proposed increase in bed capacity is due to increasing patient volume.

Representative(s): Walter C. Smith, Director

TENNOVA HEALTHCARE-PHYSICIANS REGIONAL MEDICAL CENTER, KNOXVILLE
This twenty-five (25) bed nursing home is requesting to place their license on inactive status pursuant to T.C.A. §68-11-206(b)(1) for a period of one (1) year. This facility is making arrangements to discontinue all services effective October 23, 2016 and they wish to maintain their license in inactive status while determining the best and most effective means to provide post-acute and long term care services to patients and how it can best utilize the licensed nursing home.

Representative(s): Chris Puri, Attorney

6. WAIVER REQUESTS.

A. THE FOLLOWING NURSING HOMES ARE REQUESTING TO WAIVE NURSING HOME REGULATIONS 1200-08-06-.04(1) FOR A TENNESSEE LICENSED NURSING HOME ADMINISTRATOR UNTIL A PERMANENT REPLACEMENT IS HIRED OR RECEIVES HIS/HER LICENSE IN TENNESSEE.

(1) Pigeon Forge Care and Rehabilitation Center, Pigeon Forge
    - Scott Goins, Regional VP, Signature HealthCare, LLC

(2) Signature Healthcare at Saint Francis, Memphis
    - Jill Bosa, Chief Operations Officer, Post Acute

(3) Diversicare of Martin Healthcare & Rehabilitation Center, Martin – Seeking extension waiver.
    - Robin Chappell, Interim Administrator
B. OTHER WAIVER REQUEST(S)

(1) **RIVER OAKS PLACE-LOUDON, LOUDON**
This forty-nine (49) bed ACLF is requesting a waiver of the regulation to the extent necessary for the Board to determine if the facility is in compliance with the regulations. River Oaks Place-Loudon was originally cited during a June 17, 2015 annual survey for not meeting the following regulations: ACLF Rule 1200-08-25-.09(5) Building Standards and ACLF Rule 1200-08-25-.10(8)(a) Life Safety. The facility believes the systems that are currently installed within the facility create compliance with ACLF regulations.

Representative(s): Christopher C. Puri, Attorney

(2) **COVENANT HEALTH FACILITIES**
Representatives for all Covenant Health:
- Dr. Mary E. Dillion, Medical Director, Patricia Neal Rehab. Ctr.
- Leslie Irwin, PT, MBA, CRA, CASC, FACHE, VP Covenant Health, Administrator Patricia Neal Rehab. Ctr.
- Lucy Gregory, PT, MHA, Director Outpatient Services, Covenant Health

**CLAIBORNE MEDICAL CENTER, TAZEWELL**
This eighty-five (85) bed hospital is seeking to waive Hospital Regulations 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. Claiborne Medical Center provides therapy services at Claiborne Rehabilitation Center located at Medical Office Building 100, 1850 Old Knoxville Road, Tazewell. The location is separately located from the hospital.

**CUMBERLAND MEDICAL CENTER, CROSSVILLE**
This one hundred eighty-nine (189) bed hospital is seeking to waive Hospital Regulation 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. Cumberland Medical Center provides therapy services at 130 Stonehenge Drive, Crossville, TN 38555. The location is separately located from the hospital.
FORT LOUDOUN MEDICAL CENTER, LENOIR CITY
This fifty (50) bed hospital is requesting to waive Hospital regulations 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. Fort Loudoun Medical Center provides therapy services at 1127 Grove Street, Loudon, TN 37774. The location is separately located from the hospital.

FORT SANDERS MEDICAL CENTER, KNOXVILLE
This forty-three (43) bed hospital is seeking to waive Hospital Regulations 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. Fort Sanders Medical Center provides therapy services at Fort Sanders Therapy Center at 1901 Clinch Avenue and 2001 Laurel Avenue. The location is separately located from the hospital.

LECONTE MEDICAL CENTER, SEVIERVILLE
This seventy-nine (79) bed hospital is seeking to waive Hospital Regulations 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. LeConte Medical Center provides therapy services at 740 Middle Creek Road, Sevierville. The location is separately located from the hospital.

PARKWEST MEDICAL CENTER, KNOXVILLE
This four hundred sixty-two (462) bed hospital is seeking to waive Hospital Regulations 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. Parkwest Medical Center provides therapy services at Fort Sanders West Campus Building 1, Suite 201, Fort Sanders West Boulevard, Knoxville. The location is separately located from the hospital.

ROANE MEDICAL CENTER, HARRIMAN
This fifty-four (54) bed hospital is seeking to waive Hospital Regulations 1200-08-01-.05(1) & (5) hospital admission and treatment shall be under supervision of a physician and concerning treatment shall be given or administered to a patient of a hospital except on order of a physician. Roane Medical Center provides therapy services at the Patricia Neal Outpatient Center at 8045 Roane Medical Center Drive. The location is separately located from the hospital.
7. DISCUSSION(S).

A. Tennessee Board for Licensing Health Care Facilities 2015 Performance Audit Report Updates on progress to address identified items. – Vincent Davis, Director

   – Rhonda Phillippi, Executive Director, TN EMS for Children

C. Propose Meeting Dates for Year 2017.

D. Assisted Care Living Facilities Standing Committee Meeting-July 12, 2016 (Refer to the ACLF Committee Meeting -July 12, 2016 minutes-page 1) - Administrators Testing and Process.

E. BOARD APPROVAL FOR THE FOLLOWING INTERPRETATIVE GUIDELINES

   (1) Approval of Revised Interpretative Guideline regarding Cooking Appliances – ACLF rule 1200-08-25-10(2)(i) (Refer to July 12, 2016 ACLF/Facilities Construction Standing Committee Meeting minutes-page 2).

   (2) Approval of Interpretative Guideline regarding General Hospital deficiency and surgical services-Hospital Rule 1200-08-01-.07(1). (Refer to Performance Improvement Issue Standing Committee Meeting- August 19, 2016-page 2)

   (3) Approval of Revised Interpretative Guideline regarding Nursing Home Ventilator Services-Nursing Home Rules 1200-08-06-.06(12)(a)1 and 1200-08-06-.06(12)(d). (Refer to Performance Improvement Issue Standing Committee Meeting-August 19, 2016-page 3)

F. Public Chapter 1043-Development of Quality Measures and Standards-Changes to Certificate of Need. – Melanie M. Hill, Executive Director

G. Assisted Care Living Facilities (ACLF), Residential Home for the Aged (RHA) and Traumatic Brain Injury (TBI) Residential Home – Emergency Call System.
   – Bill Harmon, Facilities Construction Director, Plans Review

H. Board Policy #57 – General Hospital Discontinuation of OB Services. (Refer to Performance Improvement Issue Standing Committee Meeting-August 19, 2016-page 2-3)
8. APPROVAL OF MINUTES.

A. January 21, 2015 – Board Meeting
B. September 17, 2015 – Education Standing Committee Meeting
C. April 29, 2016 – Assisted Care Living Facilities/Facilities Construction Standing Committee Meeting
D. April 29, 2016 – Facilities Construction Standing Committee Meeting
E. May 4-5, 2016 – Board Meeting
F. July 12, 2016 – Assisted Care Living Facilities Standing Committee Meeting
G. July 12, 2016 – Assisted Care Living Facilities/Facilities Construction Standing Committee Meeting
H. July 12, 2016 – Facilities Construction Standing Committee Meeting
I. May 6-7, 2015 – Board Meeting
J. August 19, 2016 – Performance Improvement Issue Standing Committee Meeting

9. CONSIDERATION AND RATIFICATION OF LICENSURE APPLICATIONS (CHANGE OF OWNERSHIP (CHOWS) AND INITIALS).

A. CONSIDERATION.

(INITALS)

1. Assisted Care Living Facilities
   Creekside Villas 400, Murfreesboro
   Creekside Villas 500, Murfreesboro
   Creekside Villas 600, Murfreesboro

B. RATIFICATION.

1. QUALIFYING APPLICATIONS

(INITALS)

(a) Nursing Homes Facility
   NHC Place at The Trace, Nashville

(b) Assisted Care Living Facility
   Culpepper Place of Bartlett, Bartlett
   Dominion Senior Living of Crossville, Crossville
   Hickory Hills Alzheimer’s Special Care Center, Hendersonville
   NHC Place at The Trace, Nashville
(c) **End Stage Renal Disease Facility**  
Fresenius Medical Care-South Airways, Memphis

(d) **Home Health Agency**  
Implanted Pump Management, LLC, Knoxville

(e) **Home Medical Equipment Facility**  
Atlantic Medical, Memphis  
Barker Sleep Institute, Knoxville  
HCMC In Home Equipment & Supplies, Paris  
Joerns, LLC, Chattanooga  
Kimberly Ruth Medical Supplies & Equip, LLC, Harriman  
Kinex Medical Company, LLC, Knoxville  
MediTech Solutions, LLC, Nashville  
T & T Technology, Inc., Laurel Bloomery

(f) **Professional Support Services**  
Skills Training and Rehabilitation Services (S.T.A.R.S.)

2. **(CHOWS)**

(a) **Nursing Homes Facility**  
The Cambridge House, Bristol

(b) **Assisted Care Living Facility**  
Deane Hill Place, Knoxville  
Dewitt Place, Morristown  
Wellington Manor, Newport

(c) **Ambulatory Surgical Treatment Center**  
Center for Surgical Specialties, LLC, Shelbyville  
Southern Endoscopy Center, Nashville

(d) **Home Medical Equipment Facility**  
Music City Medical Supply, Murfreesboro

10. **LICENSE STATUS UPDATES.**

**SOUTHERN HILLS SURGERY CENTER, NASHVILLE**  
This ASTC facility’s license is currently on their eighth extension inactive status based on the Certificate of Need (CON) that was granted to Southern Hills Surgery Center on May 27, 2015 for relocation/replacement of facility. The Certificate of Need has an expiration date of July 1, 2017. Southern Hills Surgery Center has filed an appeal with HSDA and will be heard by this agency at the October 26, 2016 meeting.
MCMINN MEMORIAL NURSING HOME, ETOWAH AND STARR REGIONAL MEDICAL CENTER, ATHENS

McMinn Memorial Nursing Home, Etowah was granted an approval waiver to temporarily move patients and beds to a temporary location within the Starr Regional Medical Center-Etowah Campus while McMinn undergoes renovation and construction. McMinn Memorial Nursing Home construction/renovations plans are complete and all nursing home patients have been returned to the renovated nursing home building, and nursing home residents are no longer being cared for at the Starr Regional Medical Center-Etowah campus on the medical/surgical wing.

FACILITIES CLOSURES
See attached.

11. BOARD POLICY CONSENTS.

A. THE FOLLOWING NURSING HOMES ARE REQUESTING A WAIVER TO PROVIDE OUTPATIENT THERAPY SERVICES AS PROVIDED FOR BY BOARD POLICY #32:

NHC Place at The Trace, Nashville
Jefferson County Nursing Home, Dandridge
Horizon Health and Rehabilitation, Manchester

B. THE FOLLOWING FACILITIES ARE REQUESTING APPROVAL TO PERMIT A NURSING HOME ADMINISTRATOR TO SERVE AS ADMINISTRATORS BOTH A NURSING HOME AND RESIDENTIAL HOMES FOR AGED AND/OR ASSISTED CARE LIVING FACILITY ACCORDANCE WITH BOARD POLICY #39:

Lakeshore Heartland – Nursing Home #56 & RHA #396

12. REGULATION(S).

A. BOARD APPROVAL FOR RULEMAKING HEARING.

(1) Approval for Rule language for ACLF Rule 1200-08-25-.08(8) and RHA Rule 1200-08-11-.05(8) regarding the thirteen (13) minutes evacuate to be consistent for both regulations.

(2) Approval for Rule language changes for Trauma Center Rule 1200-08-12-.03 Definitions and Rule 1200-08-12-.04 Requirements.
B. **PROPOSED RULE LANGUAGE**

(1) AARP Tennessee with collaboration with the Tennessee Hospital Association (THA) has proposed Hospital rule language that outlines the legal role of a designated caregiver of a patient during and immediately following a hospital stay.
– Chris Clarke, Sr, VP of Clinical Services, THA

13. **REPORTS**

A. **EMS REPORT** - Robert Seesholtz

B. **NURSE AIDE REPORT** – Wanda King

C. **OFFICE OF GENERAL COUNSEL REPORT** – Kyonzte’ Hughes-Toombs

14. **ORDERS.**

A. Consent Orders.

B. Orders.
ATTACHMENT: 10-License Status Updates

FACILITY CLOSURE REPORT

May 2016 Facilities Closed

**ACLF** – Lic #31 - Baptist Assisted Living Center (Voluntarily)
700 WILLIAMS FERRY ROAD, LENOIR CITY, TN

**HHA** – Lic #77 - Tennova Home Health – Dyersburg (Voluntarily)
1937 COOK STREET, DYERSBURG, TN
Lic #139 - Tennova Home Health – Lexington (Voluntarily)
185 BOSWELL STREET, LEXINGTON, TN

**HME** - Lic #693 - Respiratory Plus (Voluntarily)
617 SOUTH JAMES CAMPBELL BLVD, COLUMBIA, TN
Lic #816 - B & B Medical Services, Inc. (Voluntarily)
1835 NONCONNAH BLVD., MEMPHIS, TN
Lic #854 - Plateau Medical Equipment (Voluntarily)
50 STANLEY STREET, CROSSVILLE, TN
Lic #1185 - Pinnacle HME (Failed to Renew)
2341 W. BEAVER CREEK DRIVE, POWELL, TN
Lic #773 – Infusion Partners, LLC (Voluntarily)
1410 DONELSON PIKE, NASHVILLE, TN

June 2016 Facilities Closed

**Hospital** - Lic #146 - Methodist Extended Care Hospital (Voluntarily)
225 SOUTH CLAYBROOK STREET, MEMPHIS, TN

**HME** - Lic #1059 - B & B Pharmacy (Voluntarily)
5407 MAIN STREET, SPRING HILL, TN
Lic #1210 - Barnes Healthcare Services (Voluntarily)
6700 BAUM DRIVE, KNOXVILLE, TN
Lic #787 - EMPI, Inc. (Voluntarily)
5201 OOLTEWAH RINGGOLD ROAD, OOLTEWAH, TN

**PSS** - Lic #115 - Stellar/Home Care Solutions (Voluntarily)
1451 ELM HILL PIKE, NASHVILLE, TN

**Nursing Home** - Lic #184 - Rosewood Manor (Voluntarily)
1400 ROSEWOOD DRIVE, COLUMBIA, TN
July 2016 Facilities Closed

**ASTC** - Lic #191 - Crown Surgery Center *(Failed to Renew)*
1956 NORTH JACKSON STREET, TULLAHOMA, TN

**HME** - Lic #765 - Medi Home Care *(Voluntarily)*
120 HOLIDAY COURT, FRANKLIN, TN
Lic #806 - MediStat, Inc. *(Voluntarily)*
935 OLD HUMBOLDT ROAD, JACKSON, TN
Lic #1041 - McKesson Med Surg Medimart *(Voluntarily)*
381 RIVERSIDE DRIVE, FRANKLIN, TN
Lic #791 - Physician's Service Group, Inc. *(Failed to Renew)*
9736 DAYTON PIKE, SODDY DAISY, TN
Lic #1161 - Enteral Products, LLC *(Failed to Renew)*
1760 MORIAH WOODS BLVD., MEMPHIS, TN
Lic #1186 - Medi Home Care *(Voluntarily)*
10932 MURDOCK DRIVE, KNOXVILLE, TN
Lic #853 - Oxycare of TN *(Voluntarily)*
241 WEST DUNBAR CAVE ROAD, CLARKSVILLE, TN
Lic #1149 – Medquarters *(Voluntarily)*
5209 LINBAR DRIVE, NASHVILLE, TN

**ODC** - Lic #34 - Fentress Health System *(Voluntarily)*
208 W CENTRAL AVE, JAMESTOWN, TN

**PSS** - Lic #360 - Primary Therapy Services *(Failed to Renew)*
601 WOODHAVEN DRIVE, SMYRNA, TN

August 2016 Facilities Closed

**HME** – Lic #1143 - Advanced Respiratory Solutions, Inc. *(Failed to Renew)*
102 MAIN STREET, CLIFTON, TN
Lic #1088 - Med-Care Diabetic & Medical Supplies *(Voluntarily)*
1472 SILVER CREEK ROAD, LEWISBURG, TN
Lic #1077 - Medial Solutions of Arkansas, LLC *(Voluntarily)*
3675 NEW GETWELL, MEMPHIS, TN

**PSS** – Lic #344 – Benchmark Human Services *(Failed to Renew)*
301 SOUTH PERIMETER PARK DRIVE, NASHVILLE, TN