



HEALTH FACILITIES COMMISSION
MEETING MINUTES
April 24, 2024

LOCATION: TN Department of Health Regulation Building, Iris Hearing Room, 665 Mainstream Drive, Nashville, TN 37243

COMMISSION MEMBERS PRESENT

Rick Chinn, Chairman
Vince Pinkney, Vice-Chairman and Designee for TennCare
Laura Beth Brown
Charley Jerman
Dr. Scott Fowler
Paige Donaldson, Designee for Comptroller (Alternate)
Lisa Jordan, Designee for Department of Commerce and Insurance
Mark Wainner
Joe Grandy

COMMISSION MEMBERS ABSENT

Greg Duckett
Nicole Sweitzer, Designee for Comptroller

COMMISSION STAFF PRESENT

Logan Grant, Executive Director
Phillip Earhart, Deputy Director
Jim Christoffersen, General Counsel
Alecia Craighead, Data and Analysis Administrator
Joel Clinton, Statistical Research Analyst
Lowavia Eden-Hoback, Office and Resource Manager
Thomas Pitt, HFC Examiner

COURT REPORTER

April Daniel

GUESTS PRESENT

Lauren Gaffney
Nichole McClain
Jeff Stofko
Ginna Felts
Page Smith
Travis Swearingen

Ed Zavala
Hilary Dennen
Abby Nix
Byron Trauger
Anastasia Quarles

CALL TO ORDER:

The meeting was called to order at 9:00 a.m. by Mr. Chinn with the following members present: Donaldson-Sub Comptroller, Fowler, Jordan, Brown, Grandy, Jerman, Pinkney, Wainner, and Chinn. A quorum was established with nine members present.

DIRECTOR'S ANNOUNCEMENTS

The June 26, 2024, meeting will be held at the Cordell Hull State Legislative Office Bldg., Senate Hearing Room I, Nashville, TN.

APPROVAL OF MINUTES

Mr. Chinn presented the March 24, 2024, minutes for approval.

Ms. Brown moved for approval with Mr. Pinkney providing the second.

The motion CARRIED [9-0-0] unanimously by voice vote. **APPROVED.**

CONSENT CALENDER

1. **Vanderbilt University Medical Center, Nashville (Davidson County), TN – CN2402-003**

Request: For the initiation of pediatric lung transplant and pediatric pancreas transplant services at Vanderbilt University Medical Center located at 1211 Medical Center Drive, Nashville (Davidson County), Tennessee 37232. The applicant is owned by Vanderbilt University Medical Center. Estimated project cost: \$13,000.

RECUSED: Brown

Ms. Jordan moved for approval with Mr. Pinkney providing the second.

Eight members voted to approve the application— Jordan, Grandy, Jerman, Wainner, Pinkney, Chinn, Fowler, and Donaldson-Sub Comptroller. The motion CARRIED [8-0-0].

CERTIFICATE OF NEED APPLICATIONS

PC 557 eliminated TCA § 68-11-1616, which had provided that “each decision rendered by the Health Facilities Commission shall include written documentation and explanation of the factual and legal basis upon which the commission grants or denies the Certificate of Need.” PC 557 only requires this for applications that are denied.

Therefore, for applications filed on or after the effective date of the relevant portions of PC 557 (10/1/2021), a simple motion to approve an application will suffice, and a motion to deny must include an explanation of the factual and legal basis as to why one or more of the criteria have not been met.

Two Certificate of Need applications were considered under the regular CON agenda.

Tom Pitt introduced the following, applications under consideration and with two (2) being approved.

1. **Tennessee Valley Home Care, LLC dba Tennessee Quality Care Home (West), Martin (Weakley County), TN – CN2402-004**

Request: For the establishment of a home care organization and the initiation of home health services in a 13-county service area that includes: Carroll, Crockett, Dyer, Fayette, Gibson, Haywood, Henry, Lauderdale, Obion, Shelby, Tipton and Weakley Counties, as well as Certificate of Need-exempt Lake County. Lake County meets the criteria under T.C.A. § 68-11-1607(q) for designation as an economically distressed county and is not subject to Certificate of Need review. Upon approval of this project, the 13 proposed service area counties will be removed from the 51-county licensed service area of Tennessee Valley Home Care, LLC, d/b/a Tennessee Quality Care – Home Health (License No. 221), an existing home care organization located at 580 Tennessee Avenue, North, Parsons (Decatur County), Tennessee that is also owned by American Home Care, LLC. The address of the project will be 115 Neal Street, Suite E&F, Martin (Weakley County), Tennessee 38237. Estimated project cost: \$261,969.

Speaking on behalf of the applicant was Lauren Gaffney.

Mr. Pinkney moved for approval with Ms. Sweitzer providing the second.

Nine members voted to approve the application— Donaldson, Grandy, Brown, Jerman, Fowler, Wainner, Jordan, Pinkney, and Chinn. The motion CARRIED [9-0-0].

CONDITION: The 13 proposed service area counties will be removed from the 51-county licensed service area of Tennessee Valley Home Care, LLC, d/b/a Tennessee Quality Care – Home Health (License No. 221).

2. Tennessee Valley Home Care, LLC dba Tennessee Quality Care Home Health (Middle), Lebanon (Wilson County), TN – CN2402-005

Request: For the establishment of a home care organization and the initiation of home health services in a 21-county service area that includes: Cheatham, Clay, Cumberland, Davidson, DeKalb, Fentress, Jackson, Macon, Maury, Montgomery, Overton, Pickett, Putnam, Robertson, Rutherford, Smith, Sumner, Trousdale, White, Williamson and Wilson Counties. Upon approval of this project, these 21 counties will be removed from the 51-county licensed service area of Tennessee Valley Home Care, LLC, d/b/a Tennessee Quality Care – Home Health (License No. 221), an existing home care organization located at 580 Tennessee Avenue, North, Parsons (Decatur County), Tennessee that is also owned by American Home Care, LLC. The address of the project will be 95 Signature Place, Lebanon (Wilson County), Tennessee 37087. Estimated project cost: \$735,500.

RECUSED: Brown

Speaking on behalf of the applicant was Lauren Gaffney.

Mr. Grandy moved for approval with Ms. Jordan providing the second.

Eight members voted to approve the application— Donaldson, Grandy, Jerman, Jordan, Pinkney, Fowler, Wainner and Chinn. The motion CARRIED [8-0-0].

CONDITION: These 21 counties will be removed from the 51-county licensed service area of Tennessee Valley Home Care, LLC, d/b/a Tennessee Quality Care – Home Health (License No. 221).

GENERAL COUNSEL REPORT –

OTHER BUSINESS – Not Applicable

ADJOURNMENT

There being no further business, the meeting adjourned.



Logan Grant, Executive Director

HFC Minutes provide a brief summary of commission actions. A detailed record of each meeting (recording and transcript) is available upon request by contacting the HFC office.