

HEALTH SERVICES AND DEVELOPMENT AGENCY

MEETING MINUTES

June 22, 2022

AGENCY MEMBERS PRESENT

Douglas Scarboro, Chairman
Corey Ridgway, Vice-Chairman
Rick Chinn
Todd Taylor
Laura Beth Brown
Paul Korth
Nicole Shaffer, Designee for Comptroller
Lisa Jordan, Designee for Department of Commerce and Insurance
Vince Pinkney, Designee for TennCare

AGENCY MEMBERS ABSENT

Dr. Kenneth Patric
Thomas Alsup

AGENCY STAFF PRESENT

Logan Grant, Director
Phillip Earhart, Deputy Director
Jim Christoffersen, General Counsel
Lowavia Eden-Hoback, Office and Resource Manager
Alecia Craighead, Data and Analysis Administrator
Joel Clinton, Statistical Research Analyst
Katie Thomas, Interdepartmental Liaison and Communications Officer
Christina Finley, Fiscal Director
John Carr, Budget Director

COURT REPORTER

April Daniel

GUESTS PRESENT

Darcy Schaeffer
Byron Trauger
Michael Brent
Jerry Taylor
Lauren Gaffney
Dan Elrod
John Wesley Williamson
Travis Swearingen
John Wellborn
Kim Looney
Ann R Reed
Charley Malone
Sandy Gordon
Mitchell Frank
Alexandra Lynn
Savannah Darnell

Mitchell Gladstein
Brant Phillips
Lyla Correoso-Thomas
Wells Trompeter
Russell Hillard
Daniel Kevorkian
Dere Brown
Cason Shirley, M.D.
Scott McCall, M.D.
Richard Gregory
Daniel Shumate
Greg Roberts
Tim Vaughn
Fred Drews
Joh Turnbull
Stuart Bresee, M.D.
Ian McFadden

CALL TO ORDER:

The meeting was called to order at 9:00 a.m. by Mr. Scarboro with the following members present: Pinkney, Chinn, Korth, Taylor, Brown, Jordan, Shaffer, Ridgway and Scarboro. A quorum was established with nine members being present.

Lisa Jordan stepped out after roll call.

DIRECTOR'S ANNOUNCEMENTS

- The next meeting in August 24 2022 will be held in Cordell Hull, Senate Hearing Room I.

APPROVAL OF MINUTES

Mr. Scarboro presented the May 25, 2022 minutes for approval.

Ms. Taylor moved for approval with Mr. Chinn providing the second.

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

CONSENT CALENDER

Tennessee Nursing Services of Morristown dba Suncrest Home Health, Jefferson City (Jefferson County), TN – CN2203-010

Request: The addition of Carter, Johnson, Unicoi, and Washington Counties to the existing 11-county service area of Tennessee Nursing Services of Morristown, Inc. d/b/a SunCrest Home Health. The applicant's parent office is located at 657 E. Broadway Blvd., Suite C, Jefferson City (Jefferson County), TN 37760. Upon approval of this project the counties of Carter, Johnson, Unicoi and Washington will be removed from Home Care Solutions License No. 56 (sister agency). The proposed service area consists of Carter, Johnson, Unicoi, and Washington Counties. The applicant is owned by Tennessee Nursing Services of Morristown, Inc. The estimated project cost is \$38,000.

Mr. Taylor moved for approval with Mr. Chinn providing the second with condition.

CONDITION: Upon Carter, Johnson, Unicoi and Washington counties being removed from Home Care Solutions License No.56.

Eight members voted to approve the application— Taylor, Brown, Shaffer, Korth, Pinkney, Chinn, Ridgway, and Scarboro. The motion CARRIED [8-o-o].

Holston Valley Medical Center, Kingsport (Sullivan County), TN – CN2204-021

Request: The initiation of magnetic resonance imaging (MRI) services for adult and pediatric patients, and acquisition of a fixed 3.0 Tesla MRI unit located at 130 West Ravine Road, Kingsport (Sullivan County), TN 37660. The proposed primary service area will consist of Hawkins, Sullivan and Washington Counties in Tennessee, and Lee, Scott and Wise Counties in Virginia. Holston Valley Medical Center is owned by Wellmont Health System, an affiliate of Ballad Health. Estimated project cost: \$2,179,872.

Mr. Ridgway moved for approval with Mr. Chinn providing the second with condition.

CONDITION: Upon the decommission one of three 1.5 Tesla MRI units located at Holston Valley Imaging Center.

Eight members voted to approve the application— Taylor, Brown, Shaffer, Korth, Pinkney, Chinn, Ridgway, and Scarboro. The motion CARRIED [8-o-o].

CERTIFICATE OF NEED APPLICATIONS

PC 557 eliminated TCA § 68-11-1616, which had provided that “each decision rendered by the Health Services and Development Agency shall include written documentation and explanation of the factual and legal basis upon which the agency 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.

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

Logan Grant introduced each of the four applications under consideration with all being approved.

AccentCare Home Health of West Tennessee, Memphis (Shelby County), TN – CN2203-016

Request: The establishment of a home care organization and the initiation of home health services. The applicant’s parent office will be located at 855 Ride Lake Boulevard, Memphis, (Shelby County), TN 38120. The proposed service area consists of Fayette, Shelby, and Tipton Counties. The applicant, is owned by Horizon Group Holdings, L.P. The estimated project cost is \$317,508.

Mr. Taylor moved for approval with Mr. Chinn providing the second.

Eight members voted to approve the application— Taylor, Brown, Shaffer, Chinn, Pinkney, Korth, Ridgway, and Scarboro. The motion CARRIED [8-o-o].

Tier 1 Surgery Center, Cookeville (Putnam County), TN – CN2203-015

Request: The establishment of a multi-specialty ambulatory surgical treatment center (ASTC) specializing in orthopedic surgery, neurology, podiatric foot and ankle surgery, and pain management located at 700 West Jackson Street, Cookeville (Putnam County), TN 38501. The proposed service area includes Cumberland, Fentress, Jackson, Overton, Putnam, and White Counties. Tier 1 Surgery Center, LLC is co-owned by seven physician owners of Upper Cumberland Orthopedic Surgery, P.C. dba Tier 1 Orthopedic and Neurosurgical Institute (“UCOS”). Estimated project cost: \$19,010,109.

RECUSED: Korth and Ridgway

Mr. Taylor moved for approval with Ms. Brown providing the second with a condition.

CONDITION: Limited to Musculoskeletal specialties of orthopedic surgery, neurosurgery, podiatric foot and ankle, and pain management surgeries.

Six members voted to approve the application—Taylor, Shaffer, Chinn, Pinkney, Brown, and Scarboro. The motion CARRIED [6-0-0].

Creekside Venture of Columbia, Columbia (Maury County), TN – CN2204-018

Request: The establishment of a single-specialty ambulatory surgical treatment center for the performance of outpatient joint replacement surgeries, to be owned and managed by Creekside Ventures of Columbia, LLC located at 1010 North James Campbell Boulevard, Columbia (Maury County), TN 38401. The proposed service area includes Giles, Lawrence, Lewis, Marshall and Maury Counties. Creekside Ventures LLC is co-owned by ten physician owners affiliated with Middle Tennessee Bone and Joint Clinic. Estimated project cost: \$15,964,840.

RECUSED: Brown and Ridgway

Lisa Jordan stepped back in for hearing.

Ms. Jordan moved for approval with Mr. Chinn providing the second with a condition.

CONDITION: Limited to outpatient joint replacement surgeries.

Seven members voted to approve the application— Taylor, Shaffer, Jordan, Pinkney, Chinn, Korth, and Scarboro. The motion CARRIED [7-0-0].

Sweetwater Hospital Association, Sweetwater (Monroe County), TN – CN2204-019

Request: The initiation of diagnostic cardiac catheterization services at Sweetwater Hospital Association located at 304 Wright Street, Sweetwater (Monroe County), TN 37874. The proposed service area includes McMinn, Meigs, and Monroe Counties. Sweetwater Hospital Association is owned by Sweetwater Hospital Association. Estimated project cost: \$2,788,393.

Ms. Jordan moved for approval with Mr. Korth providing the second with a condition.

CONDITION: Limited to diagnostic cardiac catheterization services.

Nine members voted to approve the application— Taylor, Shaffer, Brown, Jordan, Pinkney, Chinn, Korth, Ridgway, and Scarboro. The motion CARRIED [9-0-0].

GENERAL COUNSEL'S REPORT

RULEMAKING

OTHER BUSINESS

ADJOURNMENT

There being no further business, the meeting adjourned.

Logan Grant, Executive Director

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