



HEALTH FACILITIES COMMISSION

MEETING MINUTES

June 25, 2025

**Health Facilities Commission
Cordell Hull State Legislative Building
Senate Hearing Room I
425 Rep. John Lewis Way North
Nashville, TN 37243**

COMMISSION MEMBERS PRESENT

Rick Chinn, Chairman
Melanie Keller, Vice-Chairman, Representative of Home Care
Connie Bellamy, Consumer Representative (Arrived @ 9:46 after roll call)
Jeremy Biggs, Representative of Hospitals
Michael Denney, Representative of Nursing Homes
Tim Evans, Representative of ASTCs
Dr. Steven Flatt, Representative of Physicians
Johnny Lai, Designee for TennCare
Lauren Legate, Designee for the Department of Aging and Disability
Dr. Andy Russell, Representative of Physicians
Nicole Sweitzer, Designee for Comptroller
James Wright, Representative of Nursing Homes
Mike Ussery, Representative of Assisted-Care Living Facilities

COMMISSION MEMBERS ABSENT

Barbara Brennan, Registered Nurse

COMMISSION STAFF PRESENT

Logan Grant, Executive Director
Caroline Tippens, Director of Licensure & Regulation
Phillip Earhart, Director of Certificate of Need
Ann R. Reed, Deputy Director of Licensure & Regulation
Nathaniel Flinchbaugh, Deputy General Counsel
Jim Christoffersen, General Counsel
Alecia Craighead, Data and Analysis Administrator
Lowavia Eden-Hoback, Office and Resource Manager
Thomas Pitt, HFC Examiner
Joel Clinton, Statistical Research Specialist

COURT REPORTER

April Daniel

CALL TO ORDER:

The meeting was called to order at 9:00 a.m. by Mr. Rick Chinn with the following members present:
Bellamy, Biggs, Denny, Evans, Dr. Flatt, Keller, Lai, Legate, Russell, Sweitzer, Wright, and Ussery.
A quorum was established with 13 members present.

DIRECTOR'S ANNOUNCEMENTS

The July 23, 2025, meeting will be held at the Cordell Hull State Legislative Building, In the State Hearing Room I, Nashville, TN.

APPROVAL OF MINUTES

Mr. Chinn presented the May 28, 2025, minutes for approval.

Ms. Keller moved for approval with Mr. Evans providing the second.

The motion CARRIED [13-0-0] unanimously by voice vote. **APPROVED.**

CONSENT CALENDAR

I. HEALTHCARE FACILITIES LICENSURE AND DISCIPLINARY CONSENT CALENDAR

A. LICENSE STATUS REQUESTS (INACTIVE STATUS)

1. N/A

B. BOARD POLICY(IES)

THE FOLLOWING NURSING HOMES REQUESTED TO WAIVE NURSING HOME REGULATIONS 0720-18-.04(1) FOR TENNESSEE REPLACEMENT IS HIRED OR RECEIVES HIS/HER LICENSE IN TENNESSEE BY BOARD POLICY #81:

1. Collierville Nursing and Rehabilitation, LLC, Collierville – NH #236 Kenyetta Danielle Alexander, Temporary Administrator
2. Donelson Care Center, Fayetteville – NH #159 Brad Hinton, Temporary Administrator

Mr. Denney made a motion to accept the requested waivers. Mr. Flatt seconded. Mr. Ussery and Mr. Wright recused. The waiver requests were approved unanimously.

C. BOARD POLICY #86

ACLF ADMINISTRATOR SERVING MULTIPLE LOCATIONS. THIS POLICY TO FACILITATE QUALIFIED INDIVIDUALS TO SERVE AS ASSISTED CARE LIVING FACILITY (ACLF) ADMINISTRATORS.

1. Brookdale Senior Living, Goodlettsville – ACLF #86 and Brookdale Senior Living Memory Care, Goodlettsville– ACLF #178
Ms. Stacey Bennett, Administrator
2. Autumn Care, LLC, Knoxville – ACLF #310 and Autumn Care II, LLC, Knoxville – ACLF #283
Mr. Peter Falk, Administrator

Ms. Keller made a motion to accept the requested waivers. Mr. Biggs seconded. Mr. Ussery and Mr. Wright recused. The waiver requests were approved unanimously.

II. HEALTHCARE FACILITIES LICENSURE AND DISCIPLINARY CONSENT CALENDAR

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

1. The following Signature HealthCare Nursing Homes were seeking waivers for Outpatient Therapy Services:

Pickett Care and Rehabilitation Center, Byrdstown – NH

#202 Signature HealthCARE of Cleveland, Cleveland – NH

#16

Signature HealthCARE of Elizabethton Rehab & Wellness Center,
Elizabethton – NH #27

Signature HealthCARE of Erin, Erin – NH #133

Signature HealthCARE of Monteagle Rehab & Wellness Center,
Monteagle – NH #99

Signature HealthCARE of Portland Rehab & Wellness Center, Portland –

NH #270 Signature HealthCARE of Ridgely Rehab & Wellness Center,

Ridgely – NH #152 Signature HealthCARE of Rockwood Rehab & Wellness
Center, Rockwood – NH #213

Signature HealthCARE of Rogersville, Rogersville – NH #124

Signature HealthCARE of South Pittsburgh Rehab & Wellness Center,
South Pittsburgh – NH #176

Mr. Flatt made a motion to approve these waivers as requested. Dr. Russell seconded. Ms. Legate voted no. Mr. Ussery and Mr. Wright recused. The motion was approved.

Signature HealthCARE of Memphis, Memphis – NH #256 – This facility rescinded their waiver request.

No vote was necessary for this item. This item was removed.

Signature HealthCARE of Fentress County, Jamestown – NH #80

Signature HealthCARE of Putnam County, Cookeville – NH #206

Standing Stone Care & Rehabilitation Center, Monterey – NH #207

Mr. Flatt made a motion to approve these waivers as requested. Dr. Russell seconded. Ms. Legate voted no. Mr. Denney, Mr. Ussery and Mr. Wright recused.

A. *CONSIDERATION AND RATIFICATION LICENSURE APPLICATIONS – CHANGE OF OWNERSHIP (CHOW) AND INITIALS.*

1. Qualifying Applications (Initials)
 - b. Assisted Care Living Facilities
The Lantern at Morning Pointe of East Hamilton, Ooltewah – File #568
 - d. Home Health Agencies
Energy Employees Services, Oneida – File #282

Ms. Keller made a motion to accept these qualifying applications. Mr. Evans seconded. Mr. Ussery and Mr. Wright recused. The motion was approved unanimously.

- a. Ambulatory Surgical Treatment Centers
Apollo Surgery Center, LLC, Memphis – File #270
- c. End Stage Renal Dialysis Clinics
Premier Dialysis Service Tennessee, LLC, Arlington – File #295
- e. Home Medical Equipment
Freedom Mobility Center, Inc., Mooresville, NC – File #1493
HealthRom, Inc., Brookfield, CT – File #1454
Medical Specialties, PLLC, Decatur – File #1502
Medical Supply Plus, LLC, Knoxville – File #1503
- f. Professional Support Services
Family Hope Healthcare, LLC, Nashville – File #458

Ms. Keller made a motion to accept these qualifying applications. Mr. Evans seconded. The qualifying applications were approved unanimously.

2. Qualifying Applications (CHOWS)

- a. Assisted Care Living Facilities
Harmony at Bellevue, Nashville – License #508
- d. Nursing Homes
Mulberry Health & Rehabilitation, Franklin fka Claiborne and
Hughes Health Center, Franklin – License #294

Mr. Denney made a motion to accept these qualifying CHOWS. Ms. Keller seconded. Mr. Ussery and Mr. Wright recused. The qualifying CHOWS were approved unanimously.

- b. Home for the Aged
Fannie B. Manor, Inc., fka Fannie B. Manor, McMinnville – License #272
- c. Hospitals
Copper Basin Medical Center, Copper Basin – License #94

Ms. Sweitzer made a motion to approve these qualifying CHOWS. Mr. Lai seconded. The qualifying CHOWS were approved unanimously.

B. LICENSE STATUS UPDATES

- a. May 2025 - Closed Facility Listing

This was for Commission members' knowledge. No vote was taken on this matter.

- b. Tennessee Oncology, PLLC, Tullahoma – ASTC #127 – Surrender of License/Voluntary Closure

This was for Commission members' knowledge. No vote was taken on this matter.

- c. Vanderbilt University Medical Center, Nashville – Hospital #27
Hospital at Home Quarterly Metrics Report 2025 Quarter 1
Performance

Ms. Keller made a motion to approve this report as presented. Mr. Biggs seconded. The report was approved unanimously.

C. DISCIPLINARY ORDERS AND ORDERS OF COMPLIANCE

1. CONSENT ORDERS

Assisted Care Living Facilities

- a. American House Bartlett, Bartlett - ACLF Lic. No. 62
The Office of Legal Services proposed a Consent Order assessing one (1) Civil Monetary Penalty in the amount of five hundred dollars (\$500), six (6) Civil Monetary Penalties in the amount of one thousand dollars (\$1,000) each, and two (2) Civil Monetary Penalties in the amount of one thousand five hundred dollars (\$1,500) each, totaling nine thousand five hundred dollars (\$9,500) due within sixty (60) calendar days from ratification; Probation for six (6) months with appearances at all Commission meetings; Each appearance requires Respondent to demonstrate and explain actions implemented from the plan of correction; Proof of training on Respondent's elopement policy is due to the Commission within thirty (30) calendar days
- b. Beehive Home of Collierville, Collierville - ACLF Lic. No. 511
The Office of Legal Services proposed a Consent Order assessing one (1) Civil Monetary Penalty in the amount of two thousand dollars (\$2,000) due within thirty (30) calendar days.
- c. Germantown Plantation Senior Living Community, Germantown - ACLF Lic. No. 251
The Office of Legal Services proposed a Consent Order assessing two (2) Civil Monetary Penalties in the amount of one thousand dollars (\$1,000) each, totaling two thousand dollars (\$2,000) due within thirty (30) calendar days.

Ms. Keller made a motion to approve these Consent Orders as written. Ms. Sweitzer seconded. Mr. Ussery and Mr. Wright recused. The Consent Orders were approved unanimously.

2. **POLICY/INTERPRETIVE GUIDANCE**

- a. Nursing Task Delegation IG Draft for review and approval
Discussion of whether additional language to state nurses must still follow all rules of Board of Nursing. Commission did not feel this change was necessary.

Ms. Keller made a motion to approve this Interpretive Guidance as written. Ms. Sweitzer seconded. The Interpretive Guidance was approved unanimously as written.

- b. American House Lebanon, Lebanon - ACLF Lic. No. 138
The Office of Legal Services proposed a Consent Order assessing one (1) Civil Monetary Penalty in the amount of five hundred dollars (\$500), six (6) Civil Monetary Penalties in the amount of one thousand dollars (\$1,000) each, and two (2) Civil Monetary Penalties in the amount of one thousand five hundred dollars (\$1,500) each, totaling nine thousand five hundred dollars (\$9,500)
- c. American House Shallowford, Chattanooga - ACLF Lic. No. 63
The Office of Legal Services proposed a Consent Order assessing two (2) Civil Monetary Penalties in the amount of one thousand dollars (\$1,000) each, totaling two thousand dollars (\$2,000)
- d. American House West Knoxville, Knoxville - ACLF Lic. No. 126
The Office of Legal Services proposed a Consent Order assessing one (1) Civil Monetary Penalty in the amount of one thousand dollars (\$1,000) and two (2) Civil Monetary Penalties in the amount of five hundred dollars (\$500) each, totaling two thousand dollars (\$2,000) and requiring Respondent to submit proof of compliance with facility policies and admission agreements for the one (1) resident who failed to evacuate in the required time. Failure to submit acceptable proof of compliance will result in the assessment of additional Civil Monetary Penalties for the inappropriately placed resident.

Home Health Agency

- a. Legacy Home Health, LLC, Oak Ridge – HHA Lic. No. 668
The Office of Legal Services proposed a Consent Order assessing one (1) Civil Monetary Penalty in the amount of one thousand dollars (\$1,000)

Mr. Wright recused. Ms. Brennan made a motion to approve these Consent Orders as written. Ms. Chadwick seconded. The Orders were approved as written.

III. HEALTHCARE FACILITIES LICENSE REGULAR CALENDAR

1. Facility Waiver Requests

- a. U. T. Medical Center, Knoxville – Hospital #46

U.T. Medical Center sought a waiver to be allow a deviation from the (2018) FGI guidelines 2.1-7.2.2.5(3)(c) for critical care require windows in each room and meet specific size and height code requirement for a patient window. This project cited is an expansion to the emergency department. One part of the addition infills an open area outside an existing ICU room, covering up the existing patient window. The existing patient window is small and located above the patient headwall and it has no view out. A Circadian Sky “window” would be installed on the side wall of the room and mimic an actual outside window with the light changing with the time of day.

Representative(s): Mary Jane McKinley, University Health Systems (UHS) and Laura B. Johnston, AIA, LEED AP, Associate Barber McMurry Architects

Ms. Keller made a motion to approve the waiver. Mr. Ussery seconded. Mr. Biggs recused. The motion passed unanimously.

- b. Erlanger System Hospital, Memphis – Hospital #140
Waiver of Surgical Technologist Requirement 68-57-104.

Erlanger Hospital is seeking to waive section 68-57-104 regarding meeting the qualifications for surgical technologists for six (6) months to allow the surgical techs to meet the licensure requirements.

Representative(s): Misti M. Mattox, Vice President Surgical Services

Ms. Keller made a motion to approve the waiver. Dr. Russell seconded. Mr. Evans recused. The motion passed unanimously.

2. Discussion(s)

- a. Spring Hill Imaging, Spring Hill - ODC #28 Presentation of 4th POC
Spring Hill Imaging is presenting to the board their acceptance for an 4th Plan of Correction. Mr. Colby Henson of Plans Review explained the reasons in not accepting previous POCs. Mr. Garner explained the deficiencies cited during the changing of management group and now they are working closely with the property management group and with contracts to take care of all of the fire lights and the fire system. Mr. Colby stated the 4th POC is acceptable, and a follow-up will take place.

Representative(s): Mr. Shane Garner and Ms. Amanda Lewis

Ms. Keller made a motion to accept the 4th Plan of Correction item as presented and if the standards and correction weren't met the Commission would like to hear back. Mr. Wright seconded. The motion was passed.

3. Applications - Change of Ownership (CHOW's and Initials)- Special Consideration

- a. Initials

End Stage Renal Dialysis Clinics

SRS – St. Thomas West, LLC., Nashville – License #294

Representative(s): Mr. Wolfe and Dr. Tannenbaum

This item was moved to later in the agenda to allow representatives to arrive.

- b. CHOWS
N/A

4. Reports

TRAUMA

- a. Aggregate Data Release
- b. Individual Level Data Release – Trauma Registry
- c. Readiness Cost Formula
- d. HFC Trauma Report

Representative(s): Rob Seesholtz, Director Trauma Care Advisory

Mr. Seesholtz gave an explanation of each of the data release forms and the funding formula from the advisory trauma committee and he asked the Commission to approve the four (4) forms and accept the new funding formula.

Ms. Keller made a motion to approve all of the items presented. Ms. Legate seconded. These items were accepted unanimously.

NURSE AIDE/ABUSE REGISTRY

- a. June 25, 2025 – Nurse Aide Registry/Abuse Registry Report – Report for May 2025

Representative(s): Ann R. Reed, Deputy Director Licensure and Regulation

Mr. Ussery made a motion to accept this report. Mr. Denney seconded. The report was accepted unanimously.

CERTIFICATE OF NEED APPLICATIONS

A. Sumner Regional Medical Center, Gallatin (Sumner County), TN – CN2504-012

Request: For the establishment of a satellite hospital, under the single license of Sumner Regional Medical Center, at 225 Big Station Camp Boulevard in Gallatin (Sumner County), Tennessee. The satellite hospital will incorporate the existing free-standing emergency department on site and will have sixteen inpatient beds (twelve private medical beds and four intensive care unit beds), an endoscopy suite and ancillary spaces. The project will be bed neutral as the sixteen beds are included in Sumner Regional Medical Center d/b/a Highpoint Health – Sumner with Ascension Saint Thomas' current and approved bed

distribution. The sixteen beds will be relocated from the main campus (555 Hartsville Pike, Gallatin, Tennessee 37066) to the satellite hospital campus at Sumner Regional Medical Center d/b/a Highpoint Health - Sumner Station with Ascension Saint Thomas (225 Big Station Camp Boulevard, Gallatin, Tennessee 37066). The project involves the renovation of approximately 21,300 square feet of space. The service area for Sumner Station consists of the home zip code for the project site (37066) and four contiguous zip codes within a ten-mile radius of the site: 37075 (Hendersonville), 37048 (Cottontown), 37148 (Portland), and 37188 (White House). The applicant will be owned by Highpoint Healthcare, LLC, a joint venture with 20 percent ownership held by Baptist Health Care Affiliates, Inc. (a subsidiary of Saint Thomas Health), and 80 percent ownership held by Highpoint Partner, LLC, an indirect subsidiary of Lifepoint Health, Inc. Estimated project cost: \$19,697,000.

Representative(s): Byron Trauger, Rod Harkleroad, and Brian Wilcox

Mr. Evans, Mr. Lai, and Mr. Ussery recused. Mr. Wright moved for approval. Mr. Russell seconded. Three members voted to approve the application – Russell, Sweitzer, and Mr. Wright. Five members voted to deny the application – Biggs, Denny, Flatt, Keller, and Legate. One member abstained – Bellamy. The motion FAILED [3-5-1].

OPPOSITION: TriStar Hendersonville Medical Center.

B. Rehabilitation Hospital of Lebanon, Lebanon (Wilson County), TN – CN2504-011

Request: For the establishment of a 40-bed inpatient rehabilitation facility (IRF) located at an unaddressed site on Yellowstone Road in Barton Village Development near 541 Bartons Creek Road, Lebanon (Wilson County), Tennessee 37090. The service area for the project consists of Macon, Smith, Trousdale and Wilson Counties. The applicant will be owned and operated by Rehabilitation Hospital of Lebanon, LLC (a limited liability company that is a Joint Venture of Encompass Health Lebanon Holdings, LLC (95%) and Vanderbilt Health Services, LLC (5%)). Estimated project cost: \$71,868,800.

Representative(s): Byron Trauger

Ms. Bellamy, Mr. Evans, and Mr. Russell recused. Ms. Keller moved for approval. Mr. Wright seconded. Nine members voted to approve the application – Biggs, Denney, Flatt, Keller, Lai, Legate, Flatt, Ussery, and Wright. The motion CARRIED [9-0-0].

CONDITION: Upon the surrender of 26 licensed but unstaffed (IRF) beds at Vanderbilt Wilson County Hospital (License #137)

C. Lebanon Center for Outpatient Surgery, Lebanon (Wilson County), TN – CN2504-013

Request: For the establishment of a multispecialty ambulatory surgical treatment center (ASTC) located at 125 Willard Hagan Drive, Lebanon (Wilson County), TN 37090. The ASTC will consist of approximately 17,350 square feet with two (2) operating rooms and one (1) procedure room. The surgical specialties to be offered at the ASTC will be General Surgery, ENT surgery, GI/Endoscopy, Orthopedic Surgery, Total Joint Replacement, Orthopedic Spine Surgery, Podiatry, and Pain Management Procedures. The facility will replace the existing TriStar Summit Hospital Outpatient Department. The service area for the project includes Wilson County. The applicant will be wholly owned by Lebanon Surgicenter, LLC, whose ultimate parent is HCA Healthcare, Inc. Following approval of the CON, the physicians on the medical staff at LCOS will have the opportunity to collectively become up to 49 percent owners of Lebanon Surgicenter, LLC, not to exceed 5 percent ownership individually. Estimated project cost: \$15,870,573.

Representative(s): Clark Spoden

Mr. Evans, and Mr. Lai recused. Ms. Keller moved for approval. Mr. Wright seconded. Ten members voted to approve the application – Bellamy, Biggs, Denny, Dr. Flatt, Keller, Legate, Dr. Russell, Sweitzer, Ussery, and Wright. The motion CARRIED [10-o-o].

D. East Tennessee Physical Rehabilitation JV, LLC., Cleveland (Bradley County), TN – CN2504-014

Request: For the establishment of an Inpatient Rehabilitation Hospital ("IRH") located at 2800 Westside Drive NW, Cleveland (Bradley County). TN 37312. The IRH will have 29 beds and will provide inpatient physical rehabilitation services. The primary service area (PSA) is Bradley, McMinn, Meigs, Polk, and Rhea Counties. The applicant is a joint venture of Siskin Hospital for Physical Rehabilitation, Inc. (65%) and Bradley Medical Center, LLC (35%). Estimated project cost: \$29,700,558.

Representative(s): Jerry Taylor

Mr. Biggs moved for approval. Mr. Denney seconded. Twelve members voted to approve the application – Bellamy, Biggs, Denny, Evans, Dr. Flatt, Keller, Lai, Legate, Dr. Russell, Sweitzer, Ussery, and Wright. The motion CARRIED [12-o-o].

GENERAL COUNSEL'S REPORT

OTHER BUSINESS

- The Executive Director led a discussion on potential ways to streamline the consideration of Certificate of Need applications at Commission meetings. As a result of the discussion, staff will investigate further; and there will be a discussion at a subsequent meeting.

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.