

HEALTH FACILITIES COMMISSION
COMMISSION FOR LICENSING HEALTH CARE FACILITIES
MEETING MINUTES

August 28, 2024

COMMISSION MEMBERS PRESENT

Jeremy Biggs
Barbara Brennan
R. G. (Rick) Chinn, Chairman
Tim Evans
Melanie Keller
Johnny Lai
Lauren Legate
Nicole Sweitzer
James Wright

COMMISSION MEMBERS ABSENT

None for this meeting

COMMISSION STAFF PRESENT

Caroline Tippens, Director, Licensure & Regulation
Nathaniel Flinchbaugh, Deputy General Counsel
Jeremy Gourley, Senior Associate General Counsel
Vishan J. Ramcharan, Associate General Counsel
Jim Christoffersen, General Counsel

I. CALL THE MEETING TO ORDER:

The meeting was called to order at 9:00 am by Mr. Chinn with 9 members present.

II. ROLL CALL:

A roll call vote was taken at 9:00 am with the following members present: Biggs, Brennan, Chinn, Evans, Keller, Lai, Legate, Sweitzer, and Wright and a quorum was established.

III. ELECTION OF OFFICERS

Ms. Keller was voted as Vice Chair to the Commission

IV. APPROVAL OF MINUTES:

The June 2024, Board Meeting minutes were presented to the Commission for approval:

Ms. Sweitzer made a motion to accept the minutes as written. Mr. Biggs seconded. The minutes were approved unanimously.

V. CONSENT CALENDAR:

A. LICENSE STATUS REQUESTS (INACTIVE STATUS)

1. JELICO REGIONAL HOSPITAL, JELICO – HOSPITAL #7

The City of Jellico requested to place Jellico Regional Hospital – Hospital #7 license on inactive status effective immediately.

2. THE VILLAGE AT PRIMACY PLACE, MEMPHIS – ACLF #22

This seventy (70) bed assisted care living facility requested to place their license on inactive status. Facility closed for operations on May 31, 2024, and is currently vacant.

3. WELLBOUND OF MEMPHIS, LLC dba SATELLITE WELLBOUND OF MEMPHIS, MEMPHIS – ESRDC #234

This ESRDC clinic requested to place their license on inactive status as a result of the expiration of its lease as this location as of August 31, 2024.

4. OAKWOOD ASSISTED LIVING, WHITE BLUFF – ACLF #233

This twenty-three (23) bed assisted living facility requested an inactive status extension for one (1) additional year as a result of renovation delays.

Ms. Sweitzer made a motion to approve these requests. Ms. Keller seconded. The motion was approved unanimously.

B. BOARD POLICY(IES)

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

A. TENNESSEE VETERANS HOME, MURFREESBORO – NH #222

Warren Jasper, Temporary Administrator

Ms. Keller made a motion to grant the waiver. Mr. Evans seconded. The motion was approved unanimously.

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

1. QUALIFYING APPLICATIONS (INITIALS):

A. AMBULATORY SURGICAL TREATMENT CENTER(S)

Karing Hearts Cardiology Heart and Vascular Center, Johnson City – File #259

Mr. Evans recused himself. Mr. Wright made a motion to approve the ratification of the Initial qualifying application. Ms. Brennan seconded. The motion was approved unanimously.

A. AMBULATORY SURGICAL TREATMENT CENTER(S) continued

Nashville Midtown Surgical, LLC, Nashville – File #255

B. HOME FOR THE AGED

Compassionate Community Services dba Serenity on The Farm, South Pittsburg – File #656

C. HOME HEALTH AGENCIES

Atomic Workers Alliance, LLC, Knoxville – File #672

B&M Home Care Services LLC, Knoxville – File #680

Continuum Pediatric Nursing Services, Nashville – File #659

The Good Care Helpers, LLC, Memphis – File #681

Trusted Ally Home Care, Knoxville – File #676

D. HOME MEDICAL EQUIPMENT

AdaptHealth Patient Care Solutions, LLC, Moon Township, PA – File #1424

ADW Diabetes, LLC, Pompano Beach, FL – File #1439

Asure Wounds Solutions, Miami, FL – File #1435

Calmed Medical Supplies and Repair, Inc., Southfield, MI – File #1387

Continuum, Pittsburg, PA – File #1398

Doctor's Medical, LLC, Casselberry, FL – File #1455

Electronic Waveform Lab, Inc., Huntington Beach, CA – File #1394

Eversana Life Science Services, LLC, St. Louis, MO – File #1423

Family Medical Supplies, LLC, Germantown, MD – File #1401

Huntsville Hospital Home Medical Equipment, Huntsville, AL – File #1442

Nationwide Medical, Inc., Calabasas, CA – File #1438

Optigen, Inc., Jacksonville Beach, FL – File #1400

Orthocor Medical & New Options Sports, Minneapolis, MN – File #1381

Prism Medical Products, LLC, Johnson City – File #1450

Providence Home Medical, LP, Canonsburg, PA – File #1404

Rider Mobility, Inc., Knoxville – File #1419

Steele Equipment, Chattanooga – File #1447

VQ Orthocare, Vista, CA – File #1402

E. PROFESSIONAL SUPPORT SERVICES

Amazing Grace Care, Inc., Nashville – File #442

F. OUTPATIENT DIAGNOSTIC SERVICES

Nashville Healthcare Diagnostic Imaging Center, LLC, Nashville – File #77

G. Hospice

Interim Healthcare of Montgomery County, Clarksville – File #630

Ms. Brennan made a motion to approve the ratification of the Initial qualifying applications. Ms. Sweitzer seconded. The motion was approved unanimously.

2. QUALIFYING APPLICATIONS (CHOWS):

A. ASSISTED CARE LIVING FACILITIES

Charter Senior Living of White House, White House – License #549

B. NURSING HOMES

Foothills Transitional Care and Rehabilitation, Maryville – License #13

The McKendree Post-Acute & Rehabilitation, Hermitage – License #58

Monroe Health and Rehabilitation Center, Madisonville – License #186

Waynesboro Post Acute and Rehabilitation Center, Waynesboro – License #278

C. RESIDENTIAL HOMES FOR THE AGED

Patriot Assisted Living, Oak Ridge – License #144

D. HOSPICES

Arden Hospice of Southern Tennessee, LLC, f/k/a Unity Hospice Care of Tennessee, LLC, Linden – License #617

Ms. Sweitzer made a motion to approve the ratification of the qualifying CHOW applications. Mr. Biggs seconded. The motion was approved unanimously.

E. HOSPITALS

Jellico Community Hospital, Jellico – License #7

Mr. Biggs recused himself. Mr. Evans made a motion to approve the ratification of the qualifying CHOW application. Ms. Sweitzer seconded. The motion was approved unanimously.

D. LICENSE STATUS UPDATES

TRISTAR SKYLINE MEDICAL CENTER, NASHVILLE – HOSPITAL #23

This is the final notification of the cessation of psychiatric services at the Skyline Madison campus.

Ms. Keller made a motion to accept this status update. Mr. Wright seconded. The motion was approved unanimously.

VI. REGULAR CALENDAR:

A. DISCUSSION(S)

1. GREEN HILLS CENTER FOR REHABILITATION AND HEALING, LLC, NASHVILLE – NH #52

Green Hills Center For Rehabilitation And Healing, LLC, Nashville or an authorized representative shall appear in-person before each scheduled Commission meeting for a period of twelve (12) months to provide the status of the facility and any disciplinary issues to the Commission.

Representative(s): Tracie Sherfay, Administrator

Ms. Brennan made a motion to accept this status update. Ms. Keller seconded. The motion was approved unanimously.

2. Revision of Ambulatory Surgical Treatment Center (ASTC) Initial, Change of Ownership (CHOW), and Renewal Applications with Hospital-Based or Non-Hospital-Based ASTC Question per PC 985.

Mr. Biggs made a motion to accept this status update. Mr. Evans seconded. The motion was approved unanimously.

3. Revision to Licensure Out of State verification form- Require applicant complete verification form vs. HFC Administrative Staff.

Mr. Wright made a motion to hold this discussion item until the next scheduled Commission meeting. Ms. Brennan seconded. The motion was approved unanimously.

4. Report from Vanderbilt University Medical Center #27 regarding services for its Hospital Care at Home Program.

Representative(s): Travis Swearingen, Counsel

Mr. Evans recused himself. Ms. Keller made a motion to accept this report. Mr. Biggs seconded. The motion was approved unanimously.

5. Covenant Health Advanced Care at Home

REPRESENTATIVE(S): Travis Swearingen, Counsel

Mr. Biggs recused himself. Ms. Keller made a motion to accept this status update. Ms. Sweitzer seconded. The motion was approved unanimously.

B. REPORTS

1. TRAUMA

REPRESENTATIVE(S): Rob Seesholtz

a. Johnson City Medical Center, Johnson City – Hospital #121 – Level I Trauma Center

Ms. Brennan made a motion to approve this designation. Mr. Wright seconded. The motion was approved unanimously.

b. Skyline Medical Center, Nashville – Hospital #23 – Level I Trauma Center

Mr. Evans recused himself. Ms. Keller made a motion to approve this designation. Mr. Biggs seconded. The motion was approved unanimously.

2. NURSE AIDE/ABUSE REGISTRY

3. CLOSED FACILITY

4. OFFICE COUNSEL/OFFICE OF LEGAL SERVICES

E. ORDERS

A. CHARTER SENIOR LIVING AT HERMITAGE – ACLF #270

Mr. Gourley presented the proposed Consent Order for approval to assess one (1) Civil Monetary Penalty of two thousand dollars (\$2,000) and five Civil Monetary Penalties of five hundred dollars (\$500) each, for a total of four thousand five hundred dollars (\$4,500) due within thirty (30) calendar days from the effective date of this order.

B. LEGACY VILLAGE OF HENDERSONVILLE – ACLF #141

Mr. Gourley presented the proposed Consent Order for approval to assess one (1) Civil Monetary Penalty of one thousand five hundred dollars (\$1,500) and one (1) Civil Monetary Penalty of one thousand dollars (\$1,000), for a total of two thousand five hundred dollars (\$2,500) due within thirty (30) calendar days from the effective date of this order.

C. LIFE CARE CENTER OF ELIZABETHTON – SNF #26

Mr. Gourley presented the proposed Consent Order for approval to assess one (1) Civil Monetary Penalty of one thousand five hundred dollars (\$1,500) due within thirty (30) calendar days from the effective date of this order.

D. ROYAL RETREAT- ACLF #279

Mr. Gourley presented the proposed Consent Order for approval to assess two (2) Civil Monetary Penalties of three thousand dollars (\$3,000) for a total of six thousand dollars (\$6,000) to be paid thirty (30) calendar days from the effective date of the Order.

E. SPRING CITY CARE AND REHABILITATION CENTER – SNF #210

Mr. Gourley presented the proposed Consent Order for approval to assess one (1) Type B Civil Monetary Penalty of one thousand five hundred dollars (\$1,500), one (1) Type B Civil Monetary Penalty of five hundred dollars (\$500), for a total of two thousand dollars (\$2,000), and one Type C pending CMP to be assessed if the same violations are had within the next twelve (12) months.

F. KEMPTON OF HERMITAGE – ACLF #463

Mr. Ramcharan presented the proposed Consent Order for approval to assess one (1) Civil Monetary Penalty of three thousand dollars (\$3,000) each due within thirty (30) calendar days from the effective date of this order.

G. SOMERBY OF FRANKLIN – ACLF #434

Mr. Ramcharan presented the proposed Consent Order for approval to assess one (1) Civil Monetary Penalty of three thousand dollars (\$3,000), one (1) Civil Monetary Penalty of one thousand dollars (\$1,000), and one (1) Civil Monetary Penalty of five hundred dollars (\$500) to be paid thirty (30) calendar days from effective date of the Order. License to be placed on probation for a period not to exceed six (6) months from ratification with appearances at all regularly scheduled Commission meetings.

Ms. Sweitzer made a motion to approve all Orders as written. Mr. Evans seconded. The motion was passed unanimously.

The portion of the HFC agenda concluded at 10:49 am.

A 10-minute break was taken at 10:49 am.

The meeting resumed with the CON portion of the agenda.