

HEALTH SERVICES AND DEVELOPMENT AGENCY

MEETING MINUTES

May 25, 2022

AGENCY MEMBERS PRESENT

Rick Chinn, Chairman
Thomas Alsup
Paul Korth
Laura Beth Brown
Dr. Kenneth Patric
Nicole Shaffer, Designee for Comptroller
Lisa Jordan, Designee for Department of Commerce and Insurance
Vince Pinkney, Designee for TennCare

AGENCY MEMBERS ABSENT

Douglas Scarboro, Chairman
Corey Ridgway, Vice-Chairman
Todd Taylor

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
Thomas Pitt, HSD Examiner
Trang Wadsworth, HSD Examiner
Joel Clinton, Statistical Research Analyst

COURT REPORTER

April Daniel

GUESTS PRESENT

Graham Baker
Byron Trauger
Michael Brent
Jerry Taylor
Lauren Gaffney
Page Smith
Denise Flanagan
Patti Greenberg
Samuel Stern
Casey Cuthbert-Allman
Travis Swearingen
Dere Brown
John Wellborn
Kim Looney
Ann R Reed
Rabbi Yitzchok

Joey Peay, CEO
Robert Knox, M.D.
Sandy Gordon
Mitchell Frank
Braxton Holloway
Derek Bartholomew
Geoffrey Lifferth

CALL TO ORDER:

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

DIRECTOR'S ANNOUNCEMENTS

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

APPROVAL OF MINUTES

Mr. Chinn presented the April 27, 2022 minutes for approval.

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

The motion CARRIED [8-0-0] unanimously by voice vote. **APPROVED.**

CONSENT CALENDER

Amedisys Home Health, Nashville (Davidson County), TN – CN2202-004

Request: The addition of DeKalb County to the existing 16-county home health service area of Amedisys Home Health (license #254), with a home office located at 2601 Elm Hill Pike, Suite A, B, & C Nashville (Davidson County), TN 37214. If approved, DeKalb County will be removed from Amedisys Home Health (license #082), with a home office located at 107 North Porter Street, Suite 3, Winchester, (Franklin County), TN 37398. The proposed service area is DeKalb County. The estimated project cost is \$25,000.

Ms. Brown recused

Dr. Patric moved for approval with Ms. Jordan providing the second with condition.

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

CONDITION: Upon the removal of Dekalb County from Amedisys Home Health License #082.

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.

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

Phillip Earhart introduced each of the two applications under consideration with both being approved.

PruittHealth Hospice Tennessee, Rickman (Overton County), TN – CN2202-008

Request: The establishment of a home care organization and the initiation of hospice services. The hospice's principal office will be located at 3903 Rickman Road, Rickman (Overton County), TN 38580. The proposed service area consists of Clay, Fentress, Jackson, Macon, Overton, and Pickett Counties. The applicant is owned by United Health Services of Tennessee, Inc. The estimated project cost is \$143,900.

(WITHDRAWN May 4, 2022)

Murfreesboro Medical Clinic, Murfreesboro (Rutherford County), TN – CN2203-012

Request: The establishment of a single-specialty endoscopy Ambulatory Surgical Treatment Center (ASTC) located at 3325 Shores Road, Murfreesboro (Rutherford County), TN 37128. The proposed ASTC will have six procedure rooms. The proposed service area consists of Bedford, Cannon, Rutherford, and Warren Counties. The applicant is owned by Murfreesboro Medical Clinic, P.A. The estimated project cost is \$11,177,696.

Dr. Patric moved for approval with Mr. Pinkney providing the second with a condition.

CONDITION: Upon the applicant's current ASTC, Surgicenter of Murfreesboro Medical Clinic, located at 1272 Garrison Drive, Murfreesboro (Rutherford County), TN accepting a limitation on its license that it will not have any procedures rooms.

Eight members voted to approve the application— Shaffer, Chinn, Jordan, Alsup, Korth, Pinkney, Brown, and Patric. The motion CARRIED [8-0-0].

Shalom Hospice, Brentwood (Williamson County), TN – CN2203-014

Request: The establishment of a home care organization and the initiation of in-home hospice services. The applicant's parent office will be located at 5409 Maryland Way, Suite 212, Brentwood (Williamson County), TN 37027. The proposed service area includes Davidson, Rutherford and Williamson Counties. The applicant, is owned and managed by The Stern Family Trust (90%) and Samuel Stern (10%). The estimated project cost is \$740,000.

Dr. Patric moved for approval with Mr. Pinkney providing the second.

Eight members voted to approve the application— Shaffer, Brown, Jordan, Pinkney, Patric, Alsup, Chinn, and Korth. The motion CARRIED [8-0-0].

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.

(Deferred to June 2022).

GENERAL COUNSEL'S REPORT

Sumner Physician Practices, LLC, Lebanon (Wilson County), TN – CN2009-028A

Request: Modify Condition to expand the scope of approved MRI services from orthopedic patients only to all SPP patients.

Ms. Jordan moved for approval with Dr. Patric providing the second.

The motion CARRIED [8-o-o] unanimously by voice vote. **APPROVED.**

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.