



The Tennessee Sunshine Law Passed by the General Assembly in 1974 requires that meetings of state, city and county government bodies be open to the public and that any such governmental body give adequate public notice of such meeting. Open meeting notices can also be accessed at <https://www.tn.gov/hsda/health-care-facilities/hcf-board/meeting-schedule.html>.

**HEALTH FACILITIES COMMISSION
MEMORANDUM
2nd AMENDED**

Date: August 30, 2023

From: Wanda E. Hines, Board Administrator

Name of Board or Committee: Health Facilities Commission
Board for Licensing Health Care Facilities
Contested Case Hearing, Rulemaking Hearing, and Board Meeting.

Date of Meeting: August 30, 2023

Time: 9:00 AM., C.D.T.

Place: 665 Mainstream Drive, Iris Conference Room, 1st Floor,
Nashville, TN 37243

Major Item(s) on Agenda: See attachment.

Link to Live Video Stream:

August 30, 2023
<https://tdh.streamingvideo.tn.gov/Mediasite/Play/48cbe565340b4e07bf654589b9c991041d>

This memo shall be forwarded from individual programs to the Public Information Office on the 15th day of the preceding month. The Public Information Office will prepare the monthly list of meetings within the Department and have ready for distribution to state media by the 28th day of the preceding month.



LOGAN GRANT
EXECUTIVE DIRECTOR

CAROLINE TIPPENS
DIRECTOR, LICENSURE & REGULATION

**THE MISSION OF THE HEALTH FACILITIES COMMISSION IS TO
PROMOTE ACCESS TO QUALITY, COST-EFFECTIVE HEALTHCARE IN TENNESSEE**

**HEALTH FACILITIES COMMISSION
BOARD FOR LICENSING HEALTH CARE FACILITIES**

**CONTESTED CASE HEARING
PUBLIC NOTICE OF RULEMAKING HEARING
AND BOARD MEETING**

AUGUST 30, 2023 - 9:00 A.M., C.D.T.

IRIS CONFERENCE ROOM, 1ST FLOOR

**PLEASE REMEMBER TO SILENCE YOUR ELECTRONIC DEVICES
WHEN THE BOARD IS IN SESSION**

CONSENT AGENDA

- I. CALL THE MEETING TO ORDER AND ESTABLISH A QUORUM.
- II. CONTESTED CASE HEARING(S).
- III. LICENSE STATUS REQUESTS (INACTIVE STATUS).
 - A. **OPTIMUM SENIOR LIVING, WHITE BLUFF – ACLF #233**
This twenty-three (23) bed assisted care living facility is requesting an inactive status extension for two (2) additional months.
 - B. **DOUGLAS POST-ACUTE AND REHABILITATION CENTER, MILAN – NH #85**
This seventy-two (72) skilled bed facility is requesting to place their license on inactive status for six (6) months.
- IV. BOARD POLICY CONSENTS.
 - A. THE FOLLOWING NURSING HOMES ARE REQUESTING 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:

1. Weakley County Nursing Home, Dresden-NH #282
Jennifer Conner, Temporary Administrator
2. Orchard View Post-Acute & Rehabilitation Center, Kingsport-NH #261
Sharon LeBlanc, Temporary Administrator
3. Smoky Mountain Post-Acute & Rehabilitation Center, Pigeon Forge-NH #228
Cheryl Martin, Temporary Administrator
4. Asbury Place at Maryville, Maryville-NH #10
Melissa Fury, Temporary Administrator
5. The Suites of Jordan River, Memphis-NH #414
Brian Lancenese, Temporary Administrator

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

1. Christian Care Center of Medina, Medina (NH #308)

C. THE FOLLOWING HOSPITAL(S) ARE REQUESTING ACUTE HOSPITAL CARE AT HOME INITIATIVE APPROVAL AS PROVIDED FOR BY BOARD POLICY #89:

1. Fort Sanders Regional Medical Center, Knoxville-Hospital #43

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

B. RATIFICATION.

1. QUALIFYING APPLICATIONS (Approval)

(INITIALS)

- a. Ambulatory Surgical Treatment Centers
Watauga Orthopedics Advanced Bone and Joint Center, Johnson City
- b. Assisted Care Living Facilities
The Pearl At Fairview, Fairview
- c. Home Medical Equipment
AdvaCare Systems, Nashville
CPAP.com, Memphis
Geaux 2 Pediatrics, Knoxville
Orthodynamics Company, Inc., Noblesville
Patient's Choice, LLC, Murfreesboro
Reliable Medical Supply, LLC, Franklin
The PromptCare Companies, Inc., Nashville
Zynex Medical, Inc., Memphis
- d. Nursing Homes
Cleveland Tennessee State Veterans Home, Cleveland
Jefferson Park at White Pine, White Pine

- 2. (CHOWS)
N/A

VI. APPROVAL OF MINUTES.

- A. June 6, 2023 Board Meeting
- B. April 5, 2023 Board Meeting

VII. LICENSE STATUS UPDATES.

A. COVENANT HOSPITALS –PARKWEST MEDICAL CENTER, KNOXVILLE #42 AND METHODIST MEDICAL CENTER, OAK RIDGE #1

Covenant Health has requested for Fort Sanders Regional Medical Center, Knoxville #43, to continue to participate in the Hospital-At-Home program that was approved on October 5, 2022 by the Board. Fort Sanders has treated over 30 patients with monthly volumes continuing to grow. Based on Board Policy #89 the Board will no longer need to approve these waiver request. The Secretary of Health and Human Services will grant a waiver to individual hospitals that are approved to participate in the Acute Hospital Care at Home Initiative. Covenant Health is also seeking two additional hospitals to pursuant to Board Policy 89, Parkwest Medical Center, Knoxville #42 and Methodist Medical Center, Oak Ridge #1 to pursue the implementation of the hospital at home programs similar to the program offered by Fort Sanders. Both hospitals believe that the augmentation of their existing acute care services with quality hospital at home program will advance their ability to provide effective care for their patient populations.

B. ADORATION HOME HEALTH MARTIN, HHA #276 – BRANCH OFFICE-UNION CITY

Adoration Home Health Martin home health branch office located at 1625 East Reelfoot Ave, Union City suffered severe storm damage and the building will be inoperable for an extended period of time. Currently the branch office phone number has been forwarded to the parent office where the staff have been temporarily reassigned and where patient care is being managed while they are seeking a new permanent location.

C. *FACILITY CLOSURES

See attachment.

VIII. RULEMAKING HEARING – 10:00 a.m.

Notice of Rulemaking Hearings can be viewed online at:
https://publications.tnsosfiles.com/rules_filings/07-03-23.pdf

- A. Chapter 0720-30 Standards for Home Care Organizations Providing Home Medical Equipment
 - 0720-30-.01 Definitions
 - 0720-30-.02 Licensing Procedures
 - 0720-30-.03 Disciplinary Procedures
 - 0720-30-.04 Administration
 - 0720-30-.06 Basic Agency Functions
 - 0720-30-.11 Records and Reports

BOARD AGENDA

IX. WAIVER REQUESTS.

A. **HENRY COUNTY MEDICAL CENTER, PARIS – HOSPITAL #57 -Closure of OB Unit and Public Comments**

This one hundred forty-two (142) bed hospital is requesting to close their OB Department effective September 1, 2023.

REPRESENTATIVE(S): Kim H. Looney, Attorney and Mr. John Tucker, CEO

X. DISCUSSION(S).

A. Consideration and Adoption of the newer code edition starting January 1st, 2024.

REPRESENTATIVE(S): Craig Parish, Director, Plans Review

B. 2023 2nd Quarterly Performance Report from Vanderbilt University Medical Center #27 regarding services for its Hospital Care at Home Program.

C. Data Report from Fort Sanders Regional Medical Center, Knoxville, regarding services for its Hospital Care at Home Program.

REPRESENTATIVE(S): Travis Swearingen, Attorney

D. **Somerby of Franklin, Franklin – ACLF #434**

Somerby of Franklin, Assisted Living Facility, or an authorized representative, shall appear in-person at the first scheduled Board meeting following final Board approval of this order to provide proof of compliance with required registry checks, resident checks, and proper plans of care.

REPRESENTATIVE(S): Sandra K. Griffin Bukoskey, Executive Director/Administrator

E. **Heritage Assisted Living Home for the Aged, Knoxville – RHA #288**

Heritage Assisted Living Home for the Aged or an authorized representative, shall appear before in-person at each scheduled Board meeting held during the facility probationary period (12 months), to provide updates to the Board.

REPRESENTATIVE(S): Barry Hall, President

F. Request for Change in Regulation of Nurses Required to be Present during Patient Care at End Stage Renal Disease Facilities to Align with CMS.

REPRESENTATIVE(S): Logan Grant, Executive Director, HFC

G. Board Policy #94 – Home Medical Equipment (Quinnlee’s Law).

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

A. SPECIAL CONSIDERATION.

1. (INITIALS)

N/A

2. (CHOWS)

Nursing Homes

Cloria Oaks Post-Acute Rehabilitation Center, Palmyra-License #192 (CHOW) -
Denial

XII. REPORTS.

A. TRAUMA SYSTEM REPORT – Robert Seesholtz, Trauma System Manager

B. NURSE AIDE REPORT – Ann Reed, Deputy Director of Licensure and Regulation

C. OFFICE OF LEGAL SERVICES REPORT – Nathaniel Flinchbaugh, Deputy General
Counsel

XIII. ORDERS.

A. CONSENT ORDER(S)

XIV. ADJOURN.

**HEALTH FACILITIES COMMISSION
BOARD FOR LICENSING HEALTH CARE FACILITIES
BOARD MINUTES
AUGUST 30, 2023**

COMMISSION MEMBERS PRESENT

Dr. Christopher Wilson, Chairman
Mr. Lewis Caputo
Dr. Howard Clark
Mr. Joshua Crisp
Dr. Patsy Crihfield
Dr. Patricia Ketterman
Mr. Tom Marshall (by telephone joined the meeting at 11:00 a.m.)
Mr. Bobby Meadows
Mr. Roger Mynatt
Dr. Monica Warhaftig

COMMISSION MEMBERS ABSENT

Mr. Paul Boyd
Mr. James Dunn
Dr. Julie Jeter
Dr. Jennifer Tatum-Cranford
Ms. Gina Throneberry

HEALTH FACILITIES COMMISSION STAFF PRESENT

Caroline Tippens, Director, Licensure & Regulation
Ann R. Reed, Deputy Director, Licensure & Regulation
Nathaniel Flinchbaugh, Deputy General Counsel
Jeremy Gourley, Senior Associate General Counsel
Vishan Ramcharan, Associate General Counsel
Jim Christoffersen, General Counsel
Wanda E. Hines, Board Administrator
Ramona Douglas, Administrative Service Assistant 3
Courtney Lilly, Disciplinary Coordinator

CALL TO ORDER AND ESTABLISH A QUORUM:

The meeting was called to order at 9:04 a.m. by Ms. Reed with the following members present Caputo, Clark, Crisp, Crihfield, Ketterman, Meadows, Mynatt, and Warhaftig and a quorum was established.

CONSENT AGENDA

CONTESTED CASE HEARINGS:

There were no Contested Case Hearings for this meeting.

LICENSE STATUS REQUESTS (INACTIVE STATUS):

OPTIMUM SENIOR LIVING, WHITE BLUFF – ACLF #233

This twenty-three (23) bed assisted care living facility requested an inactive status extension for two (2) additional months.

DOUGLAS POST-ACUTE AND REHABILITATION CENTER, MILAN – NH #85

This seventy-two (72) skilled bed facility requested to place their license on inactive status for six (6) months.

These inactive status requests were approved unanimously.

BOARD POLICY CONSENT(S):

Ms. Reed presented the following five (5) Board Policy Consents for approvals.

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:

Weakley County Nursing Home, Dresden – NH #282

*Sharon LeBlanc, Temporary Nursing Home Administrator

Smokey Mountain Post-Acute & Rehabilitation Center, Pigeon Forge – NH #228

*Cheryl Martin, Temporary Nursing Home Administrator

Asbury Place at Maryville, Maryville – NH #10

*Melissa Fury, Temporary Nursing Home Administrator

The Suites of Jordan River, Memphis – NH #414

*Brian Lancenese, Temporary Nursing Home Administrator

Mr. Mynatt made a motion to grant the waivers. Dr. Ketterman seconded. The motion was approved unanimously.

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

Christian Care Center of Medina, Medina – NH #308

Mr. Mynatt made a motion to approve this waiver; Mr. Meadows seconded. The motion was approved unanimously.

THE FOLLOWING HOSPITAL REQUESTED ACUTE HOSPITAL CARE AT HOME INITIATIVE APPROVAL AS PROVIDED FOR BY BOARD POLICY #89:

FORT SANDERS REGIONAL MEDICAL CENTER, KNOXVILLE – HOSPITAL #43

This item was not voted upon for approval for ratification. Dr. Ketterman had to recuse herself and a quorum was not established. This item was moved to later in the agenda.

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

Ms. Reed presented the following applications for ratification:

(INITIALS)

AMBULATORY SURGICAL TREATMENT CENTER

Watauga Orthopedics Advanced Bone and Joint Center, Johnson City

ASSISTED CARE LIVING FACILITIES

The Pearl at Fairview, Fairview

HOME MEDICAL EQUIPMENT

AdvaCare Systems, Nashville
CPAP.com, Memphis
Geaux 2 Pediatrics, Knoxville
Orthodynamics Company, Inc., Noblesville
Patient’s Choice, LLC, Murfreesboro
Reliable Medical Supply, LLC, Franklin
The PromptCare Companies, Inc., Nashville
Zynex Medical, Inc., Memphis

NURSING HOMES

Cleveland Tennessee State Veterans Home, Cleveland
Jefferson Park at White Pine, White Pine

Mr. Mynatt made a motion to approve the ratification of the Initial qualifying application; Dr. Ketterman seconded. The motion was approved unanimously. ** Jefferson Park at White Pine, White Pine a nursing home was not voted upon for approval for ratification. Mr. Mynatt had to recuse himself and a quorum was lost. The item was moved to later in the agenda.

(CHOWS)

There were no CHOW applications for this meeting.

APPROVAL OF MINUTES:

Ms. Reed presented the following minutes to the Board for approval:

June 6, 2023, Board Meeting
April 5, 2023, Board Meeting

Mr. Mynatt made a motion to approve the minutes as written; Dr. Warhaftig seconded. The motion was approved unanimously.

LICENSE STATUS UPDATES

COVENANT HOSPITALS – PARKWEST MEDICAL CENTER, KNOXVILLE #42 AND METHODIST MEDICAL CENTER, OAK RIDGE #1

Covenant Health requested for Fort Sanders Regional Medical Center, Knoxville #43 to continue to participate in the Hospital-At-Home program that was approved on October 5, 2022, by the Board. Fort Sanders treated over 30 patients with monthly volumes continuing to grow. Based on Board Policy #89 the Board will no longer need to approve these waiver requests. Covenant Health also seeks two additional

hospitals pursuant to Board Policy #89, Parkwest Medical Center, Knoxville #42 and Methodist Medical Center, Oak Ridge #1 to pursue the implementation of the hospital at home programs similar to the program offered by Fort Sanders. Both hospitals believe the augmentation of their existing acute care services with quality hospital at home program will advance their ability to provide effective care for their patient populations.

ADORATION HOME HEALTH MARTIN, HHA #276 – BRANCH OFFICE-UNION CITY

Adoration Home Health Martin home health branch office located at 1625 East Reelfoot Ave., Union City suffered severe storm damage and the building will be inoperable for an extended period of time. Currently, the branch office phone number has been forwarded to the parent office where the staff have been temporarily reassigned and where patient care is being managed while they are seeking a new permanent location.

FACILITY CLOSURES

Ms. Reed states the facility closures report details the activity of the facilities including voluntary closures during the month of June 2023.

WAIVER REQUESTS

HENRY COUNTY MEDICAL CENTER, PARIS – HOSPITAL #57 – CLOSURE OF OB UNIT AND PUBLIC COMMENTS

This one hundred forty-two (142) bed hospital requested to close their OB Department effective September 1, 2023. Ms. Kim H. Looney, Attorney and Mr. John Tucker, CEO were the representatives for this facility. Dr. Warhaftig and Dr. Wilson read written public comments into the record. **Dr. Clark made a motion to approve this request; Mr. Caputo seconded. The motion was approved unanimously.**

DISCUSSION(S)

Consideration and adoption of the newer code edition starting January 1, 2024

Craig Parisher, Director, Plans Review was the representative for this item. **Mr. Mynatt made a motion to approve the Adoption of this code edition; Dr. Warhaftig seconded. The motion was approved unanimously.**

2023 2nd Quarterly Performance Report from Vanderbilt University Medical Center #27 regarding services for its Hospital Care at Home Program

Vanderbilt University Medical Center submitted their 2nd Quarterly Performance Report regarding their Hospital Care at Home program for the Board members to review as required.

Data Report from Fort Sanders Regional Medical Center, Knoxville, regarding services for its Hospital Care at Home Program

Travis Swearingen, Attorney, and Tiffany Cross, VP Clinical Informatics, and Brian Lett, VP Finance were the representatives for this facility's report. Mr. Lett and Ms. Cross gave a PowerPoint presentation and answered questions from the Board.

Somerby of Franklin, Franklin – ACLF #434

An authorized representative shall appear in-person at the first scheduled Board meeting following final Board approval of this order to provide proof of compliance with required registry checks, resident checks, and proper plans of care. Jaime Glass, Attorney and Sandra K. Griffin Bukoskey, Executive Director/Administrator was the representative for this facility.

Heritage Assisted Living Home for the Aged, Knoxville – RHA #288

An authorized representative shall appear in-person before each scheduled Board meeting held during the facility’s probationary period (12 months) to provide updates to the Board. Barry Hall, President was the representative for this facility.

Request for Change in Regulation of Nurses Required to be Present during Patient Care at End of Stage Renal Disease Facilities to Align with CMS

Ms. Reed explained to the Board members the request for ESRD rules changes to accommodate CMS rules so this will be same for federal and state regulations. The discussion also included what defines a Charge Nurse. **Mr. Caputo made a motion to approve this regulation change; Mr. Mynatt seconded. The motion was approved unanimously.**

Board Policy #94 – Home Medical Equipment (Quinlee’s Law)

Mr. Flinchbaugh presented this Board Policy which is part of the Home Medical Equipment rules (Quinlee’s Law) for approval for rulemaking. **Mr. Mynatt made a motion to approve this Board Policy; Mr. Meadows seconded. The motion was approved unanimously.**

RULEMAKING HEARING – 10:00 A.M.

The rulemaking hearing came to order at 10:14 a.m. Mr. Flinchbaugh presided over the Rulemaking Hearing. **Mr. Caputo made a motion to accept the adoption of the proposed rules; Mr. Mynatt seconded. A roll call vote was taken.** Yes Votes: Mr. Caputo, Dr. Clark, Dr. Crihfield, Mr. Crisp, Dr. Ketterman, Mr. Meadows, Mr. Mynatt, Dr. Warhaftig, and Dr. Wilson. There were no opposing votes. **The motion passed unanimously.** The Rulemaking Hearing concluded at 10:18 a.m.

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

Special Consideration (CHOW):

Nursing Home:

Cloria Oak Post-Acute Rehabilitation Center, Palmyra – License #192 (CHOW) - Denial

This item was withdrawn from the agenda.

REPORTS

TRAUMA SYSTEM REPORT

Mr. Robert Seesholtz, Trauma System Manager presented this report. Discussion of Vanderbilt Wilson County Hospital for full Level 3 Trauma Center Designation Review. **Mr. Caputo made a motion to approve to grant this designation as requested; Mr. Mynatt seconded. The motion was approved unanimously.**

NURSE AIDE REPORT

Ms. Reed presented this report. This report stated there were 40,148 Certified Nurse Aides in Tennessee. As of June 6, 2023, three (3) certification have been revoked. The pass/fail rates for nurse aides in area of testing and approved nurse aide training program.

OFFICE OF LEGAL SERVICES REPORT

Mr. Flinchbaugh presented this report. Discussion of screening panels and a list of potential screening panel members that OLS would like the Board to appoint. Any members that participate in screening panel are not permitted to participate in Final Discipline Disposition. **Mr. Mynatt made a motion to approve this report and list for screening panel members. Mr. Meadows seconded. The motion was approved unanimously.**

ORDERS

AMERICAN HOUSE MURFREESBORO - ACLF # 127

Facility was cited for two separate violations on August 17, 2022. The first incident involved a Resident that had an unwitnessed fall that resulted in a broken nose. The second incident involved a Resident that eloped from the facility. Respondent is assessed one (1) civil monetary penalty in the amount of five thousand dollars (\$5,000) to encompassing both violations. Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Mynatt made a motion to approve this Order as written; Dr. Ketterman seconded. The motion was passed unanimously.**

AUTUMN CARE II, LLC – ACLF #382

Facility was cited for not timely conducting fire drill exercises during sleeping hours for the 3rd and 4th quarters of the 2022 year. Respondent is assessed one (1) civil monetary penalty in the amount of two thousand dollars (\$2,000). Payment must be submitted within thirty (30) calendar days of the effective date of the Order. Respondent must review interpretive guidelines issued by the Board under Assisted Care Living Facility Regulation 1200-08-25-.10(3)(b) and Home for the Aged Regulation 1200-08-11-.08(2) dated October 2, 2019, with all staff and shall provide written acknowledgement from all staff of such training to the Commission. Proof of training must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Meadows made a motion to approve this Order as written; Dr. Warhaftig seconded. The motion was passed unanimously.**

VITALITY LIVING HENDERSONVILLE F/K/A HEARTH AT HENDERSONVILLE – ACLF #321

Facility was cited for having a dirty kitchen where black residue had accumulated on floors, the wall, and other various places where dishes are placed, on October 17, 2022. Respondent is assessed one (1) civil monetary penalty in the amount of three thousand dollars (\$3,000). Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Meadows made a motion to approve this Order as written; Mr. Caputo seconded. The motion was passed unanimously.**

THE NEIGHBORHOOD AT TELLICO VILLAGE – ACLF #216

Facility cited on or about March 22, 2023, for use of portable space heaters in five (5) residents' rooms. Respondent is assessed one (1) civil monetary penalty in the amount of five thousand dollars (\$5,000) for this deficiency. Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Mynatt made a motion to approve this Order as written. Mr. Caputo seconded. The motion was passed unanimously.**

MONYA AND LEON BOWMAN GROUP HOME – UNLICENSED

A State surveyor visited the home on or about August 30, 2021. It was determined that this was an unlicensed facility in a residential home providing such care to residents that required licensure as an RHA, or ACLF. A Cease and Desist letter were sent to the Respondents on or around September 15, 2021 and a second Cease and Desist letter was sent on or about January 25, 2023. The parties were unable to resolve this matter informally and the Commission filed a Notice of Charges on April 28, 2023. Respondents shall be placed on the Tennessee Commission on Aging and Disability's Unlicensed Facility Registry. Respondents will cease and desist all operations. Respondents must remove all residents from the home. Respondents agree to pay the Commission the costs of this matter assessed at two hundred dollars (\$200). Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Meadows made a motion to approve this Order as written. Mr. Mynatt seconded. The motion was passed unanimously.**

CANTERFIELD OF FRANKLIN – ACLF #449

Facility failed to provide documentation of fire drills on 1st and 2nd shifts and on 3rd shift during sleeping hours for all of 2022 and during the first quarter of 2023. Facility also failed to provide safety for two (2) residents when both suffered multiple falls resulting in injury. Respondent did not complete fall risk assessments or update care plans of those residents after their falls. Respondent is assessed one (1) civil monetary penalty in the amount of three thousand dollars (\$3,000) for deficiency of documentation of fire drills. Respondent is assessed one (1) civil monetary penalty in the amount of five hundred dollars (\$500) for failure to provide safety for two (2) residents. Respondent is assessed one (1) civil monetary penalty in the amount of three thousand dollars (\$3,000) for failure to update and/or revise care plans for residents after falls. Payment must be submitted within thirty (30) calendar days of the effective date of the order.

Mr. Caputo made a motion to approve this Order as written. Mr. Crisp seconded. The motion was passed unanimously.

CHARTER SENIOR LIVING OF JEFFERSON CITY – ACLF #185

Facility failed to provide protective care for one (1) resident by failing to amend the care plan to address exit-seeking behavior when Resident demonstrated such behavior on/about October 15, 2022. Respondent also failed to update the plan of care for that resident when resident exited from the facility on or about November 12, 2022. Respondent is assessed one (1) civil monetary penalty in the amount of four thousand dollars (\$4,000) to encompassing both violations. Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Caputo made a motion to approve this Order as written; Dr. Ketterman seconded. The motion was passed unanimously.**

CHARTER SENIOR LIVING AT HERMITAGE – ACLF #270

Facility was cited for having a dirty kitchen where a build up of brown, grimy residue, specifically on the vents over the stove. Respondent failed to complete written assessment within the required seventy-two (72) hour period following the admissions of two (2) residents. Respondent also failed to develop plans of care for two (2) residents within the required five (5) day period following admissions of those two (2) residents. Respondent is assessed one (1) civil monetary penalty in the amount of one thousand dollars (\$1,000) for having a dirty kitchen. Respondent is assessed one (1) civil monetary penalty in the amount of one thousand dollars (\$1,000) for failure to complete written assessments. Respondent is assessed one (1) civil monetary penalty in the amount of one thousand dollars (\$1,000) for failure to develop plans of care. Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Mynatt made a motion to approve this Order as written. Mr. Meadows seconded. The motion was passed unanimously.**

VICTORIAN SQUARE ASSISTED LIVING – ACLF #147

Facility was cited on or about January 23, 2023, for use of a portable space heater in one (1) resident's room. Respondent was also cited for failure to provide adequate documentation of quarterly fire drills on each shift and fire drills during sleeping hours from 2020 through the second quarter of 2023. Respondent is assessed one (1) civil monetary penalty in the amount of five hundred dollars (\$500) for use of space heater. Respondent is assessed one (1) civil monetary penalty in the amount of three thousand dollars (\$3,000) for failure to conduct fire drills quarterly. Respondent is assessed one (1) civil monetary penalty in the amount of one thousand dollars (\$1,000) for failure to conduct one (1) fire drill per quarter during sleeping hours. Payment must be submitted within thirty (30) calendar days of the effective date of the order. **Mr. Mynatt made a motion to approve this Order as written; Mr. Caputo seconded. The motion was passed unanimously.**

BREAK

A break was taken at 10:42 a.m.

BOARD MEETING RESUME

The meeting resumed at 11:02 a.m. Mr. Tom Marshall joined the meeting by telephone at 11:00 a.m. A roll call vote was taken, and a quorum was re-established with ten (10) members present. Ms. Reed read the requirements and statement of necessity to properly convene an electronic meeting into the record.

Ms. Reed established that all Board members were present by another roll call vote. Ms. Reed established that all Board members were able to hear the responses given by each participant to the roll call. Ms. Reed asked for a motion and a vote to indicate that the Board wishes to proceed electronically. **Mr. Caputo made a motion to proceed with the meeting electronically; Mr. Meadows seconded. The motion was approved unanimously.** A roll call vote was taken to proceed electronically. Yes votes: Mr. Caputo, Dr. Clark, Dr. Carihfield, Mr. Crisp, Dr. Ketterman, Mr. Marshall, Mr. Meadows, Mr. Mynatt, Dr. Warhaftig, and Dr. Wilson. There were no opposing votes. **The motion passed unanimously.**

Ms. Reed asked for a motion that the Board agrees that the matter to be discussed that statutory requirements for holding an electronic meeting have been established. **Mr. Caputo made a motion that an electronic meeting was necessary; Mr. Mynatt seconded.** Yes votes: Mr. Caputo, Dr. Clark, Dr. Carihfield, Mr. Crisp, Dr. Ketterman, Mr. Marshall, Mr. Meadows, Mr. Mynatt, Dr. Warhaftig, and Dr. Wilson. There were no opposing votes. **The motion passed unanimously.**

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

Ms. Reed presented the following application for ratification:

(INITIALS)

NURSING HOMES

Jefferson Park at White Pine, White Pine

Mr. Mynatt had to recuse himself from this agenda item. **Mr. Meadows made a motion to approve this application for ratification; Mr. Crisp seconded.** A roll call vote was taken. Yes votes: Mr. Caputo, Dr. Clark, Dr. Carihfield, Mr. Crisp, Dr. Ketterman, Mr. Marshall, Mr. Meadows, Dr. Warhaftig, and Dr. Wilson. There were no opposing votes. **The motion passed unanimously.**

BOARD POLICY CONSENTS

Ms. Reed presented the following Board Policy Consent for approval.

THE FOLLOWING HOSPITAL REQUESTED ACUTE HOSPITAL CARE AT HOME INITIATIVE APPROVAL AS PROVIDED FOR BY BOARD POLICY #89:

FORT SANDERS REGIONAL MEDICAL CENTER, KNOXVILLE – HOSPITAL #43

Dr. Ketterman had to recuse herself. **Mr. Mynatt made a motion to approve this request; Mr. Caputo seconded.** A roll call vote was taken. Yes votes: Mr. Caputo, Dr. Clark, Dr. Carihfield, Mr. Crisp, Mr. Marshall, Mr. Meadows, Mr. Mynatt, Dr. Warhaftig, and Dr. Wilson. There were no opposing votes. **The motion was approved unanimously.**

REPORTS

TRAUMA SYSTEM REPORT

Mr. Robert Seesholtz, Trauma System Manager presented this report. Discussion of Stonecrest Medical Center, Smyrna for approval for full Level 3 Trauma Center designation.

Mr. Caputo had to recuse himself. **Mr. Meadows made a motion to approve this request; Dr. Clark seconded.** A roll call vote was taken. Yes votes: Dr. Clark, Dr. Carihfield, Mr. Crisp, Dr. Ketterman, Mr. Marshall, Mr. Meadows, Mr. Mynatt, Dr. Warhaftig, and Dr. Wilson. There were no opposing votes. **The motion was approved unanimously.**

ADJOURNMENT

The Board meeting was adjourned at 11:17 a.m.