



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
AMENDED**

Date: October 3, 2023

From: Wanda E. Hines, Board Administrator

Name of Board or Committee: Health Facilities Commission
Board for Licensing Health Care Facilities
Board Meeting

Date of Meeting: October 4, 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:

October 4, 2023

<https://tdh.streamingvideo.tn.gov/Mediasite/Play/858cb5bd1fdf4aaab29dbd4894cb9e8b1d>

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.

PH-1850 (Rev. 3/79)

RDA N/A



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 MEETING

OCTOBER 4, 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

AGENDA

- I. CALL THE MEETING TO ORDER.
- II. ROLL CALL
- III. APPROVAL OF MINUTES
 - A. August 30, 2023 Board Meeting
- IV. CONSENT CALENDAR
 - A. LICENSE STATUS REQUESTS (INACTIVE STATUS).
 - 1. THE WATERS OF ROBERTSON, SPRINGFIELD – NH #216
This one hundred twenty (120) bed skilled nursing home facility is requesting to place their license on inactive status extension for six (6) months or until further notice.
 - 2. SAPLING GROVE ASC, BRISTOL – ASTC #16
This ambulatory surgical treatment center is requesting for their license to remain on inactive status extension for an additional one (1) year through October 2024. Sapling Grove continues to evaluate potential surgical groups with whom the facility could partner with for the purpose of reinitiating operations. Sapling Grove has had periodic conversations with interested parties, but it has not yet reached a definitive agreement with any group.

3. **SUMMIT VIEW OF FARRAGUT, KNOXVILLE – NH #142**
This one hundred thirteen (113) nursing home facility is requesting to place their license on inactive status extension for an additional twelve (12) months. Summit View is working diligently toward restoring damage to the facility caused by freeze and sprinkler lead that occurred in December of 2022, as well as a sale of the facility to a new provider. Summit View intends to seek abeyance of nursing home annual assessment fees under T.C.A. § 75-5-1006(f) while its license is inactive.
4. **PERRY COMMUNITY HOSPITAL, LINDEN – HOSPITAL #93**
This fifty (50) bed hospital facility is requesting an inactive status extension for their license to remain on inactive status for an additional two (2) years. The owner is working diligently to reopen services to resume services back to the community.
5. **WHITEHAVEN COMMUNITY LIVING CENTER, MEMPHIS – NH #258**
This nursing home facility is requesting to place their license on inactive status extension for twelve (12) months. This nursing home license is currently scheduled to expire in October 2023. Whitehaven Community Living Center is in process of identifying viable options in relation to repairs and renovations it needs to accomplish and evaluating possible other strategic steps for the nursing home. Whitehaven intends to seek abeyance of nursing home annual assessment fees under T.C.A. § 75-5-1006(f) while its license is inactive.
6. **HOSPICE OF CHATTANOOGA, INC., CHATTANOOGA – RESIDENTIAL HOSPICE #9**
Hospice of Chattanooga Holding LLC is requesting Hospice of Chattanooga, Inc.'s license to remain on inactive status. Hospice of Chattanooga Holdings, LLC, hold the license of this ten (10) bed residential hospice facility since acquiring the operations on September 10, 2021.
7. **CENTER FOR ORAL FACIAL & IMPLANT SURGERY, CHATTANOOGA -ASTC #104**
This ambulatory surgical treatment center is requesting to place their license on inactive status effective October 1, 2023. Patients will be taken care in an outpatient hospital setting. This allow time for current team members to have a better knowledge and understanding of the requirement of being a state licensed facility and also obtain additional information regarding third party reimbursement for an ASC.

B. BOARD POLICY(IES)

1. **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:**
 - a. Alamo Nursing and Rehabilitation Center, Alamo – NH #29
Mark Davis, Temporary Administrator (1043)

- b. Bailey Park Community Living Center, Humboldt – NH #88
Dillard Johnson, Temporary Administrator
- c. Renaissance Terrace, Harriman – NH #212
Elicia Jacobson, Temporary Administrator

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

- a. Newport TN Opco, LLC, Newport-NH #34

C. **CONSIDERATION & RATIFICATION LICENSURE APPLICATIONS - (CHANGE OF OWNERSHIP (CHOW) AND (INITIAL)).**

1. **QUALIFYING APPLICATIONS
(INITIALS)**

- a. Home Health Services
What About Us In Home Health Care, Memphis

2. **(CHOWS)**

- a. Assisted Care Living Facilities
Oakwoods Assisted Living, White Bluff

D. **LICENSE STATUS UPDATES**

1. **PATIENT PARTNERS, LLC DBA PATIENT PARTNERS SURGERY CENTER, GALLATIN – ASTC #186**

This ambulatory surgical treatment center has experienced a sewage line backup which flooded all patient care areas in the facility. The cause of the sewage backup has been identified and resolved. The remediation began on 8/9/2023 and will continue through 10/16/2023. During this remediation/ construction process the facility will be closed to bring the facility back to its original state. All scheduled surgeries have been routed to other USPI facilities and a neighboring hospitals. Some non-emergent colonoscopies screenings have been rescheduled as appropriate. The plan is to bring the facility back up to standards.

V. **REGULAR CALENDAR**

A. **FACILITY WAIVER REQUESTS.**

1. **ROSE OF SHARON'S SENIOR VILLA, CHATTANOOGA – ACLF #292**

This ACLF facility request was forwarded to the October Board meeting to give a report including pictures for the presentation to the Board. Rose of Sharon's must reduce their bed count from 28 to 26 beds and to place three (3) beds per room for two (2) large bedrooms.

2. **ADORATION HOME HEALTH NASHVILLE SOUTH, BRENTWOOD – HHA #295**

Adoration Home Health Nashville South is seeking a waiver to open a new branch office located in Crossville at 105 Cumberland Plaza, Suite J, Crossville, TN 38555-4292 which is approximately 118 miles from the Nashville parent office.

REPRESENTATIVE(S): Patricia Burns
Regional Vice President of Operations

B. DISCUSSION(S).

1. **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

2. **APPLICATION REVISIONS – Home Health Services, and Assisted Care Living Facilities**

C. APPLICATIONS (CHANGE OF OWNERSHIP (CHOWS) AND (INITIALS)).

1. **SPECIAL CONSIDERATION.
(INITIALS)**

N/A

(CHOWS)

N/A

D. REPORTS.

1. **TRAUMA - N/A**
2. **NURSE AIDE/ABUSE REGISTRY**
3. **CLOSED FACILITY**
4. **OFFICE COUNSEL/OFFICE OF LEGAL SERVICES**

E. ORDERS

F. TEMPORARY STAFFING – ADMINISTRATION UPDATE

G. OTHER BUSINESS

VI. ADJOURN.

HEALTH FACILITIES COMMISSION
BOARD FOR LICENSING HEALTH CARE FACILITIES
BOARD MINUTES

October 4, 2023

COMMISSION MEMBERS PRESENT

Dr. Christopher D. Wilson, Chairman
Mr. Paul Boyd
Dr. Howard Clark
Mr. Joshua Crisp
Dr. Patsy Crihfield
Dr. Julie Jeter
Dr. Patricia Ketterman
Mr. Roger Mynatt
Ms. Gina Throneberry

COMMISSION MEMBERS ABSENT

Mr. Louis Caputo
Mr. James Dunn
Mr. Tom Marshall
Mr. Bobby Meadows
Dr. Jennifer Tatum-Cranford
Dr. Monica Warhaftig

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
Sarah Raybin, Chief Privacy Officer & Director of Staffing Registry
Wanda E. Hines, Board Administrator
Ramona Douglas, Administrative Service Assistant 3
Courtney Lilly, Disciplinary Coordinator

CALL TO ORDER AND ESTABLISH A QUORUM BY ROLL CALL:

The meeting was called to order by a roll call vote at 9:13 a.m. by Ms. Reed with the following members present Boyd, Clark, Crisp, Crihfield, Jeter, Ketterman, Mynatt, and Throneberry and a quorum was established.

APPROVAL OF MINUTES:

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

August 30, 2023, Board Meeting

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

CONSENT CALENDAR

LICENSE STATUS REQUESTS (INACTIVE STATUS):

THE WATERS OF ROBERTSON, SPRINGFIELD – NH #216

This one hundred twenty (120) bed skilled nursing home facility requested to place their license on inactive status extension for six (6) months or until further notice.

SAPLING GROVE ASC, BRISTOL – ASTC #16

This ambulatory surgical treatment center requested for their license to remain on inactive status extension for an additional one (1) year through October 2024. Sapling Grove continues to evaluate potential surgical groups with whom the facility could partner with for the purpose of reinstating operations. Sapling Grove has had periodic conversations with interested parties, but it has not yet reached a definitive agreement with any group.

SUMMIT VIEW OF FARRAGUT, KNOXVILLE – NH #142

This one hundred thirteen (113) bed nursing home requested to place their license on inactive status extension for an additional twelve (12) months. Summit View is working diligently toward restoring damage to the facility caused by freeze and sprinkler lead that occurred in December of 2022, as well as a sale of the facility to a new provider. Summit View intends to seek abeyance of nursing home annual assessment fees under T.C.A. §75-5-1006(f) while its license is inactive.

PERRY COMMUNITY HOSPITAL, LINDEN – HOSPITAL #93

This fifty (50) bed hospital facility requested an inactive status extension for their license to remain on inactive status for an additional two (2) years. The owner is working diligently to reopen to resume services back to the community.

WHITEHAVEN COMMUNITY LIVING CENTER, MEMPHIS – NH #258

This nursing home facility requested to place their license an inactive status extension for twelve (12) months. This nursing home license is currently scheduled to expire October 2023. Whitehaven Community Living Center is in process of identifying viable options in relation to repairs and renovations it needs to accomplish and evaluating possible other strategic steps for the nursing home. Whitehaven intends to seek abeyance of nursing home annual assessment fees under T.C.A. §75-5-1006(f) while its license is inactive.

HOSPICE OF CHATTANOOGA, INC., CHATTANOOGA – RESIDENTIAL HOSPICE #9

Hospice of Chattanooga Holding LLC requested Hospice of Chattanooga, Inc.'s license to remain on inactive status. Hospice of Chattanooga Holdings, LLC, hold the license of this ten (10) bed residential hospice facility since acquiring the operations on September 10, 2021.

CENTER FOR ORAL FACIAL & IMPLANT SURGERY, CHATTANOOGA – ASTC #104

This ambulatory surgical treatment center requested to place their license on inactive status effective October 1, 2023. Patients will be taken case in an outpatient hospital setting. This allows time for current team members to have a better knowledge and understanding of the requirement of being a state licensed facility and also obtain additional information regarding third party reimbursement for an ASC.

Dr. Ketterman made a motion to approve the inactive status requests; Mr. Crisp seconded. The motion was approved unanimously.

BOARD POLICY CONSENT(S):

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

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:

Alamo Nursing and Rehabilitation Center, Alamo – NH #29

*Mark Davis, Temporary Administrator

Bailey Park Community Living Center, Humboldt – NH #88

*Dillard Johnson, Temporary Administrator

Renaissance Terrace, Harriman – NH #212

*Elicia Jacobson, Temporary Administrator

Mr. Mynatt made a motion to grant the waivers; Mr. Boyd 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:

Newport TN Opco, LLC, Newport – NH #34

Dr. Ketterman made a motion to approve the waiver; Mr. Mynatt seconded. The motion was approved unanimously.

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

Ms. Reed presented the following applications for ratification:

(INITIALS)

HOME HEALTH SERVICES

What About Us In Home Health Care, Memphis

(CHOWS)

ASSISTED CARE LIVING FACILITIES

Oakwoods Assisted Living, White Bluff

Dr. Ketterman made a motion to approve the ratification of the Initial and CHOWS qualifying applications; Mr. Boyd seconded. The motion was approved unanimously.

LICENSE STATUS UPDATES:

PATIENT PARTNERS, LLC d/b/a PATIENT PARTNERS SURGERY CENTER, GALLATIN – ASTC #186

This ambulatory surgical treatment center has experienced a sewage line backup which flooded all patient care areas in the facility. The cause of the sewage backup has been identified and resolved. The remediation began on 8/9/2023 and will continue through 10/16/2023. During this remediation/construction process the facility will be closed to bring the facility back to its original state. All scheduled surgeries have been routed to other USPI facilities and neighboring hospitals. Some non-emergent colonoscopies screenings have been rescheduled as appropriate. The plan is to bring the facility back up to standards.

REGULAR CALENDAR

FACILITY WAIVER REQUESTS:

ROSE OF SHARON’S SENIOR VILLA, CHATTANOOGA – ACLF #292

This ACLF facility request was forwarded to the October Board meeting to give a report including pictures for the presentation to the Board. Rose of Sharon’s must reduce their bed count from 28 to 26 beds and to place three (3) beds per room for two (2) large bedrooms. Mr. Craig Parish spoke on behalf of the facility.

ADORATION HOME HEALTH NASHVILLE SOUTH, BRENTWOOD – HHA #295

Adoration Home Health Nashville South is seeking a waiver to open a new branch office located in Crossville at 105 Cumberland Plaza, Suite J, Crossville, TN 38555-4292 which is approximately 118 miles from the Nashville parent office. Patricia Burns, Regional Vice President of Operations was the representative for this facility.

Mr. Mynatt made a motion to approve this request; Mr. Crisp seconded. The motion was approved unanimously.

DISCUSSION(S)

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

Heritage Assisted Living Home for the Aged or 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. An update was provided.

Application Revisions – Home Health Services and Assisted Care Living Facilities

Discussion of changes to Home Health Services applications and Change of Ownership applications for all license types. Insertion of county or government ownership section for both renewal & initial applications as well as identifying name of person who has authority to act on behalf of the government or county.

Mr. Mynatt made a motion to approve the applications changes; Dr. Ketterman seconded. The motion was passed unanimously.

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

There were no applications to discuss at this meeting.

REPORTS

TRAUMA SYSTEM REPORT

There was no Trauma Systems Report for this meeting.

NURSE AIDE/ABUSE REGISTRY

Ms. Reed presented this report. This report included last month's data or updates since the last meeting. Discussion of reciprocity of nurse aides that have impacted the report and discussion of the surveys on nurse aide training programs.

CLOSED FACILITY REPORT

Report of last month's data or updates since the last meeting was presented to the Board.

OFFICE COUNSEL/OFFICE OF LEGAL SERVICES REPORT

Mr. Flinchbaugh presented two (2) prospective screening panel members applications to serve on the panel for approval by the Board.

Mr. Mynatt made a motion to approve the members for the screening panel; Dr. Clark seconded. The motion was approved unanimously.

ORDERS

BE BLESSED HOME CARE, LLC, f/k/a BLESSED HOME CARE, LLC and DAN SILVERMAN, INDIVIDUALLY, CAROL LEATHERMAN (a/k/a CAROL WILSON), INDIVIDUALLY, AND DAN SILVERMAN AND CAROL LEATHERMAN (a/k/a CAROL WILSON) d/b/a BLESSED HOME CARE a/k/a BE BLESSED HOME CARE, AND LOUISE FRAGNOLI, INDIVIDUALLY, UNLICENSED

Mr. Gourley presented the proposed Agreed Settlement Order for this unlicensed facility. Be Blessed Home Care, LLC is to comply with Cease & Desist from operating as a Home for the Aged (RHA), Assisted Care Living Facility (ACLF), Skilled Nursing Facility, Nursing Home, or Hospice at their locations/facilities. Respondents shall be placed on the Tennessee Commission on Aging and Disability's Unlicensed Facility Registry pursuant to Tenn. Code Ann. 71-2-118. Respondent to be assessed two hundred dollars (\$200) for costs assessed in this matter. **Mr. Boyd made a motion to approve this Order as written; Mr. Mynatt seconded. The motion was passed unanimously.**

TEMPORARY STAFFING – ADMINISTRATION UPDATE

Ms. Raybin spoke to the Board regarding temporary staffing and website changes regarding this certification. Ms. Raybin explained how this item can be process through an electronic form which will accommodate the increase of temporary staffing business.

OTHER BUSINESS

No other business was conducted.

ADJOURN:

The board meeting adjourned at 10:25 a.m.