

HEALTH SERVICES AND DEVELOPMENT AGENCY

COMMUNIQUE

BI-MONTHLY PUBLICATION OF
HEALTH SERVICES AND DEVELOPMENT AGENCY
Andrew Jackson Building, 9th Floor
502 Deaderick Street
Nashville, TN 37243
615.741.2364

APRIL 2019

For Meeting verification/change or agenda information, please call the Agency Office or check our website at www.tn.gov/hsda

HEALTH SERVICES AND DEVELOPMENT AGENCY

Chair.....Douglas Scarboro
Vice-Chair.....Kenneth Patric, M.D.
Executive Director.....Logan Grant
General Counsel.....Jim Christoffersen

**Tennessee Department of Health, Division of Policy, Planning and Assessment
615/741-1954**

**Tennessee Department of Mental Health and Substance Abuse Services, Division of
Hospital Services
615/253-7311**

**Tennessee Department of Intellectual and Development Disabilities,
Office of General Counsel 615/253-8731
Main Office 615/532-6530 or 800-535-9725**

CALENDAR

The Health Services and Development Agency will be closed on the following days:

2019

Monday, May 27 - Memorial Day

Thursday, July 4 - Independence Day

Monday, September 2 - Labor Day

Monday, November 11 - Veteran's Day

Thursday, November 28 and Friday, November 29 - Thanksgiving

Tuesday, December 24 and Wednesday, December 25 - Christmas

Tuesday, December 31 and Wednesday, January 1 - New Years

In the event that the last appropriate filing date falls on a Saturday, Sunday, or legal holiday, such filing should occur on the preceding business day.

***Appeal deadline is 15 days after meeting date.**

| <u>2019 REVIEW CYCLE</u> | | | | |
|---|---|------------------------------------|---|--|
| <u>2019 Cycle</u> <u>Month</u> | <u>Publication Dates –</u> <u>Letter of Intent</u> | <u>Application Due Date</u> | <u>HSDA Meeting</u> <u>Dates</u> | <u>*End of Appeal</u> <u>Period</u> |
| January | 01/01/2019-01/10/2019 | 5 days after LOI published | 4/24/2019 | 5/9/2019 |
| February | 02/01/2019-02/10/2019 | “ | 6/26/2019 | 7/11/2019 |
| March | 03/01/2019-03/10/2019 | “ | 6/26/2019 | 7/11/2019 |
| April | 04/01/2019-04/10/2019 | “ | 8/28/2019 | 9/12/2019 |
| May | 05/01/2019-05/10/2019 | “ | 8/28/2019 | 9/12/2019 |
| June | 06/01/2019-06/10/2019 | “ | 10/23/2019 | 11/07/2019 |
| July | 07/01/2019-07/10/2019 | “ | 10/23/2019 | 11/07/2019 |
| August | 08/01/2019-08/10/2019 | “ | 12/11/2019 | 12/26/2019 |
| September | 09/01/2019-09/10/2019 | “ | 12/11/2019 | 12/26/2019 |
| October | 10/01/2019-10/10/2019 | “ | 2/26/2020 | 3/12/2020 |
| November | 11/01/2019-11/10/2019 | “ | 2/26/2020 | 3/12/2020 |
| December | 12/01/2019-12/10/2019 | “ | 4/22/2020 | 5/7/2020 |

STATE OF TENNESSEE POLICY OF NON-DISCRIMINATION

PURSUANT TO THE STATE OF TENNESSEE'S POLICY OF NON-DISCRIMINATION, THE HEALTH SERVICES AND DEVELOPMENT AGENCY DOES NOT DISCRIMINATE ON THE BIASS OF RACE, SEX, RELIGION, COLOR, NATIONAL OR ETHNIC ORIGIN, AGE, DISABILITY OR MILITARY SERVICE IN ITS POLICIES OR IN THE ADMISSION OR ACCESS TO OR TREATMENT OR EMPLOYMENT IN, ITS PROGRAMS, SERVICES OR ACTIVITIES.

EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY EEO/AA COORDINATOR OR OFFICER, HEALTH SERVICES AND DEVELOPMENT AGENCY, ANDREW JACKSON BUILDING, 9TH FLOOR, 502 DEADERICK STREET, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364. ADA INQUIRIES OR COMPLAINTS SHOULD BE DIRECTED TO THE HEALTH SERVICES AND DEVELOPMENT AGENCY'S ADA COORDINATOR: JAMES CHRISTOFFERSEN, HEALTH SERVICES AND DEVELOPMENT AGENCY, ANDREW JACKSON BUILDING, 9TH FLOOR, 502 DEADERICK STREET, NASHVILLE, TN 37243. TELEPHONE NO.: 615/741-2364.

HEALTH SERVICES AND DEVELOPMENT AGENCY MEETINGS

THSDA Meeting is scheduled to be held at
8:30 a.m. CDT/CST
At the following Location:

April 24, 2019

Andrew Jackson State Office
Ground Hearing Room 201
502 Deaderick Street
Nashville, TN

June 26, 2019

TBA
Nashville, TN

***Meeting locations are subject to change**

****All meetings of the Health Services and Development Agency are posted on the Agency's website at www.tn.gov/hsda**

EXECUTIVE DIRECTOR'S ANNOUNCEMENTS:

PLEASE NOTE

In order that the Agency members may have sufficient time to review the meeting packet, please submit all support, rebuttal and comments for matters on the Agency's agenda no later than noon (Central Time) on the thirteenth day before the meeting at which that matter will be heard. In accordance with T.C.A., Section 68-11-1609(g)(1), any health care institution wishing to oppose a Certificate of Need application must file a written objection with the Agency and serve a copy on the applicant no later than fifteen days before the agency meeting at which time the application is originally scheduled.



RESULTS OF APPLICATIONS HEARD AT FEBRUARY MEETING

West Surgery Center
7945 Wolf River Blvd.
Germantown (Shelby County), TN 38138
CN1809-040
Contact Person: Kim Harvey Looney, Esq.
Phone: 615-850-8722

APPROVED

The establishment of a multi-specialty ASTC with four operating rooms and one procedure room. at 7945 Wolf River Road, Germantown (Shelby County), TN 38138. The West Surgery Center was a collaboration between Methodist Le Bonheur Healthcare (Methodist), the University of Tennessee Health Science Center (UT), and the West Clinic. The business relationship between the three parties ended effective January 1, 2019. Since the surgery services currently provided are billed as an outpatient hospital department of Methodist, it is necessary for the West Surgery Center to apply as an ASTC for outpatient surgery as a result of the change in ownership. The applicant is owned by The West Clinic, P.C. The estimated project cost is \$6,198,422.16.

Methodist Healthcare-Memphis Hospitals dba Methodist Le Bonheur Germantown Hospital
7655 Poplar Avenue
Germantown, (Shelby County), TN 38138
CN1810-045
Contact Person: John Wellborn
Phone: 615-665-2022

APPROVED

The change of location of a linear accelerator that was approved but not implemented under CN1602-009A. The applicant proposes to change the previously approved location of the linear accelerator from Methodist University Hospital, located at 1211-1265 Union Avenue, Memphis, TN 38104 to a medical office building located on the Methodist Hospital Germantown campus located at 7655 Poplar Avenue Germantown (Shelby County), TN 38138. The applicant is owned by Methodist Le Bonheur Healthcare. The estimated project cost is \$17,038,068.

Saint Thomas West Hospital
4220 Harding Pike
Nashville, (Davidson County), TN 37205
CN1811-046
Contact Person: Blake Estes
Phone: 615-284-4581

Denied

The initiation of adult liver transplant services at 4220 Harding Pike, Nashville (Davidson County), TN 37205. The applicant is owned by Saint Thomas Health, which is ultimately owned by Ascension. The estimated project cost is \$940,000.

Tennessee Home Health
2650 Executive Park NW, Suite 3
Cleveland (Bradley County), TN 37312
CN1811-048
Contact Person: Kim Harvey Looney, Esq.
Phone: 615-850-8722

APPROVED

The relocation of its principal office from 7625 Hamilton Park Drive, Suite 16, Chattanooga (Hamilton County), to an existing branch office at 2650 Executive Park NW, Suite 3 Cleveland (Bradley County). Tennessee Home Health is licensed to serve Bledsoe, Bradley, Grundy, Hamilton, McMinn, Marion, Meigs, Polk, Rhea, and Sequatchie Counties. No counties are being added or deleted due to this project. If approved, the current parent office will close after the move to Cleveland. The applicant is owned by LHCG LXII, LLC. Tennessee Health Care Group, LLC is the sole member of LHCG LXII, LLC. LHC Group, Inc. is the sole member and manager of Tennessee Health Care Group, LLC. LHC Group, Inc. is a publicly traded corporation listed on the NASDAQ under ticker "LHCG". The estimated project cost is \$60,000.

TriStar Horizon Medical Center
111 Highway 70 East
Dickson, (Dickson County), TN 37055
CN1812-049
Contact Person: Brian Smotherman
Phone: 615-326-2530

APPROVED

The initiation of mobile positron emission tomography (PET) services up to 2 days per week. The mobile PET service will be located at the TriStar Natchez Campus at 107 Natchez Park Drive, Dickson (Dickson County). The applicant is owned by Central Tennessee Hospital Corporation. Through subsidiaries, the Applicant's owner is indirectly owned by HCA Healthcare, Inc. The estimated project cost is \$502,448.

Metro Knoxville HMA, LLC, dba Tennova Healthcare,
North Knoxville Medical Center
7447 Andersonville Pike
Knoxville (Knox County), TN 37938
CN1812-051
Contact Person: Clyde Wood
Phone: 865-859-1205

APPROVED

The relocation of 18 of the 30 licensed inpatient rehabilitation beds located at 900 E. Oak Hill Avenue, Knoxville (Knox County), TN to a new site at 7447 Andersonville Pike, Knoxville (Knox County), TN 37938. If approved, the 18 inpatient rehabilitation beds will be relocated 5.2 miles from the main North Knoxville Medical Center campus and will operate as a satellite department of North Knoxville Medical Center. The applicant is owned by Metro Knoxville HMA, LLC d/b/a Tennova Healthcare. The estimated project cost is \$1,923,825

APPLICATIONS TO BE HEARD AT APRIL MEETING

Center for Day Surgery
1821 N.Washington Street
Tullahoma (Coffee County), TN
CN1812-050
Contact Person: Jeffrey B. Marvel
Phone: 931-455-2005

The removal of a specialty limitation condition that will enable the applicant to add surgical specialties as needed to an existing ambulatory surgical treatment center (ASTC) located at 1821 North Washington Street, Tullahoma (Coffee County), TN. The ASTC includes one operating room and is wholly owned by Dr. Jeffrey B. Marvel. The estimated project cost is \$115,000.

St. Claire Health and Rehab, LLC
1755 Eldridge Avenue
Memphis (Shelby County), TN
CN1901-001
Contact Person: Frank Gattuso, Jr.
Phone: 901-386-3211

The relocation of St. Clare Health and Rehab, CCL, a 48 bed dually certified nursing home, from its current location at 1755 Eldridge, Memphis (Shelby County), TN approximately 12 miles northeast to 2805 Charles Bryan Road, Bartlett (Shelby County), TN 38134. The applicant is owned by Ava Maria Home. The estimated project cost is \$685,000.

Healthfield of Tennessee LLC
dba Kindred at Home I
115 Winwood Drive, Suite 101
Lebanon (Wilson), TN 37087
CN1901-002
Contact Person: Christopher C. Puri
Phone: 615-252-4643

The addition of Putnam County to the existing 15 county licensed service area of Healthfield of Tennessee, LLC d/b/a Kindred at Home I located at 115 Winwood Drive, Suite 101, Lebanon (Wilson County), TN 37087. The estimated project cost is \$45,000.

GENERAL COUNSEL TO BE HEARD AT APRIL MEETING

Southern Hills Surgery Center, Brentwood
(Davidson County), TN - CN1411-047A

Approved on 5/27/15, by 8-1 vote, for the relocation of an existing inactive multi-specialty ambulatory surgical treatment center (ASTC) located at 360 Wallace Road, Nashville (Davidson County) TN to 18,109 SF of newly constructed leased space located at an unaddressed site in the northeast corner of the intersection of Old Hickory Boulevard and American Way, Brentwood (Davidson County), TN.

- Request for 24 month extension, from 6/24/19 to 6/24/21

Humphreys County Nursing Home, Inc., Waverly
(Humphreys County), TN – CN1511-049AE

Approved on 2/23/16 for the relocation of a 66 bed Medicare/Medicaid certified skilled nursing facility and the addition of 25 Medicare/Medicaid certified beds

2 month extension, from 4/1/19 to 6/1/19, approved on 2/27/19

- Request for 2 month extension, from 6/1/19 to 8/1/19

Chattanooga Hamilton County Hospital Authority dba
Erlanger Health System, Chattanooga
(Hamilton County), TN – CN1601-002A

Unanimously approved on 2/23/16 for Initiation of 10 bed Level III Neonatal Intensive Care Unit (NICU) at Erlanger East Hospital

Request for 24 month extension, from 7/1/19 to 7/1/21

Farms at Bailey Station, Collierville
 (Shelby County), TN – CN1303-008AEEM &
 CN1311-045AEE

Unanimously approved for the establishment of a (30) bed Medicare skilled nursing facility, in which all beds will certified for Medicare participation (CN1303-008), and the addition of thirty (30) Medicare skilled nursing beds to the approved but unimplemented skilled nursing facility.

- Request for 1 year extension from the current expiration date of 7/1/20 to 7/1/21

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| APPEALS OF AGENCY DECISIONS |
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| <u>FACILITY</u> | <u>DOCKET#</u> | <u>DESCRIPTION</u> |
|--|----------------|--------------------|
| Baptist Memorial Hospital CN1705-018 | 25.00-144364J | Appeal of Denial |
| Premier Radiology CN #1803-014A | 25.00-154055J | Appeal of Approval |
| Northridge Surgery Center, LP CN1806-023A | 25.00-155712J | Appeal of Approval |
| Eye Surgery Center of Lenoir City, LLC CN1807-033A | 25.00-155713J | Appeal of Approval |
| Mid South Imaging And Therapeutics CN1808-036D | 25.00-155713J | Appeal of Denial |
| Methodist Healthcare-Memphis Hospitals dba Methodist Le Bonheur Germantown Hospital CN1810-045A | 25.00-157856J | Appeal of Approval |

HEALTH SERVICES AND DEVELOPMENT AGENCY

Chair Douglas Scarboro
(Consumer, Governor)

Vice-Chair Kenneth Patric, M.D.
(Physician)

Thomas Alsup
(Consumer, Speaker of the House)

Laura Beth Brown
(Home Care)

Todd Taylor
(Nursing Home)

Paul Korth
(Hospital)

R.G. (Rick) Chinn
(Consumer, Lieutenant Governor)

Corey Ridgway
(Ambulatory Surgical Treatment Centers)

Keith Gaither, Designee
for Director of TennCare
Gabe Roberts

Jaclyn Harding, Designee
for Comptroller
Justin Wilson

Lisa Jordan, Designee
for Commerce & Insurance Commissioner
Julie Mix McPeak

