

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

OCTOBER 2018

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.....Dr. Kenneth Patric
Executive Director.....Melanie Hill
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:
2018**

Monday, November 12, Veteran's Day
Thursday, November 22 and Friday, November 23, Thanksgiving
Monday, December 24 and Tuesday, December 25, Christmas
Monday, December 31 and Tuesday, 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>2018 REVIEW CYCLE</u>				
<u>2018 Cycle Month</u>	<u>Publication Dates – Letter of Intent</u>	<u>Application Due Date</u>	<u>HSDA Meeting Dates</u>	<u>*End of Appeal Period</u>
January	01/01/2018-01/10/2018	5 days after LOI published	4/25/2018	5/10/2018
February	02/01/2018-02/10/2018	“	6/27/2018	7/12/2018
March	03/01/2018-03/10/2018	“	6/27/2018	7/12/2018
April	04/01/2018-04/10/2018	“	8/22/2018	9/13/2018
May	05/01/2018-05/10/2018	“	8/22/2018	9/13/2018
June	06/01/2018-06/10/2018	“	10/24/2018	11/08/2018
July	07/01/2018-07/10/2018	“	10/24/2018	11/08/2018
August	08/01/2018-08/10/2018	“	12/12/2018	12/27/2018
September	09/01/2018-09/10/2018	“	12/12/2018	12/27/2018
October	10/01/2018-10/10/2018	“	2/27/2019	3/14/2019
November	11/01/2018-11/10/2018	“	2/27/2019	3/14/2019
December	12/01/2018-12/10/2018	“	4/24/2019	5/9/2019

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 BIAS 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:

October 24, 2018

Legislative Cordell Hull State Office Building
Senate Hearing Room I
425 5th Avenue North
Nashville, TN

December 12, 2018

Legislative Cordell Hull State Office Building
House Hearing Room II
425 5th Avenue North
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 AUGUST MEETING

+Antioch Outpatient Diagnostic Center
5380 Hickory Hollow Parkway, Suite 101
Antioch (Davidson County), TN 37013
CN1805-020
Contact Person: John Wellborn
Phone: 615-665-2022

+Was heard as simultaneous review due to similarity of service area, location, facility type, and service to be provided.

APPROVED

+Premier Radiology
3754 Murfreesboro Pike
Antioch (Davidson County), TN 37013
CN1805-021
Contact Person: Mark Gaw
Phone: 615-296-9944

+Was heard as simultaneous review due to similarity of service area, location, facility type, and service to be provided.

APPROVED

Bartlett ASC, LLC
7845 US Highway 64
Bartlett (Shelby County), TN 38133
CN1806-026
Contact Person: Kim Looney
Phone: 615-850-8722

APPROVED

The establishment of an outpatient diagnostic center (ODC) and the initiation of magnetic resonance imaging (MRI) services. The proposed ODC will be located in leased space located at 5380 Hickory Hollow Parkway, Suite 101, Antioch (Davidson County), TN. The applicant is owned by Tennessee Imaging Services, LLC (TIS) which is owned by American Radiology Holdings, P.C (ARH). ARH is wholly owned by Dr. Curtis Pickert, MD. The estimated project cost is \$8,646,512.

The establishment of an Outpatient Diagnostic Center (ODC) and the initiation of magnetic resonance imaging (MRI) services. The proposed ODC will be located in a new building under construction located at 3754 Murfreesboro Pike, Antioch (Davidson County), TN. The applicant is owned by Middle Tennessee Imaging, LLC d/b/a Premier Radiology which is owned by Saint Thomas Health (53.86%), NOL, LLC (42.15%), and Murfreesboro Imaging Partners (3.99%). The estimated project cost is \$3,558,788.

The relocation of a previously approved but unimplemented CON (CN1605-020) for an ambulatory surgical treatment center from Kate Bond Boulevard, Bartlett (Shelby County) to 7845 US Highway 64, Bartlett (Shelby County). The applicant is owned by USP Tennessee, Inc., which is owned by United Surgical Partners International (USPI). The estimated project cost is \$10,035,666.19.

RESULTS OF GENERAL COUNSEL REQUESTS HEARD AT AUGUST MEETING

NHC Healthcare
Cookeville (Putnam County), TN 38501
CN1604-014A
Contact Person: Dan Elrod
Phone: 615-651-6702

APPROVED

- Request for a 3 year extension of expiration date from 10/1/18 to 10/1/21

The CON was unanimously approved on 8/24/16 for the addition of 10 Medicare certified SNF beds to the existing 94 bed dually certified skilled nursing facility and renovation of 12 existing patient rooms. The estimated project cost was \$4,806,490.

Maury Regional Hospital d/b/a Maury Regional
Medical Center
Columbia (Maury County), TN 38401
CN0210-103M and CN1307-026A
Contact Person: Dan Elrod
Phone: 615-651-6702

APPROVED

- Request for modification from mobile to fixed PET/CT Scanner

CN0210-103M was approved on 1/22/2003, for the initiation of mobile PET services 1 day per week at the hospital campus. The CON was subsequently modified to 3 days per week.

CN1307-026A was unanimously approved on 10/23/13, for the relocation of its megavoltage radiation therapy service from MRMC's main campus at 1224 Trotwood Avenue, Columbia Maury County, to the Columbia Mall at 6508 South James Campbell Boulevard, Columbia (Maury County), a distance of approximately one mile. The megavoltage radiation therapy service consisted of two (2) linear accelerators and its PET/CT service consisting of one mobile PET Scanner. The project included the building of shell space for a future fixed PET/CT Scanner.

APPLICATIONS TO BE HEARD AT OCTOBER MEETING

Intrathecal Care Solutions, LLC dba Advanced Nursing Solutions
555 Marriott Drive, Suite 315- Office #347
Nashville (Davidson County), TN 37214
CN1804-019
Contact Person: Pam Carter
Phone: 877-443-4006

The establishment of a home care organization limited to intrathecal and immunological infusion nursing services. The applicant has common ownership with Advanced Infusion Solutions (AIS), located in Mississippi, which compounds specialty pharmaceuticals and ships those drugs to Tennessee patients with implanted intrathecal infusion pumps. The principal office will be located at 555 Marriott Drive, Suite 315-Office #347, Nashville (Davidson County), TN 37214 and the facility will service 94 of 95 counties (excluding Stewart County). The applicant is owned by Advanced Vascular Solutions which is owned by Advanced Infusion Solutions Acquisitions, LLC. The estimated project cost is \$48,936.

Cumberland Behavioral Health, LLC
300 Great Circle Road
Nashville (Davidson County), TN 37228
CN1806-022
Contact Person: Graham Baker
Phone: 615-370-3380

The establishment of a 76-bed mental health hospital at 300 Great Circle Road, Nashville (Davidson County), TN. The hospital will contain 40 adult inpatient psychiatric beds and 36 geriatric inpatient psychiatric beds. If approved, St. Thomas West Hospital will surrender 24 psychiatric beds and close the unit.. The applicant is owned by Cumberland Behavioral Health, LLC with Saint Thomas Health holding a majority interest of 50.1% and Acadia Nashville JV Holdings, LLC holding a minority interest of 49.9%. The estimated project cost is \$32,216,800.

OPPOSED

Northridge Surgery Center
647 Myatt Drive
Madison (Davidson County), TN 37115
CN1806-023
Contact Person: Corey Ridgway
Phone: 615-376-7300

The relocation of an existing multi-specialty ASTC with five operating rooms located at 647 Myatt Drive in Madison (Davidson County), TN to a new replacement facility with 3 operating rooms and 1 procedure room to be constructed on a 1.87 acre tract of a larger 17.8 acre tract located in the Indian Lake Village re-subdivision on Saundersville Road in Hendersonville (Sumner County), TN. The applicant is owned by Northridge Surgery Center, LP. Entities and persons with 5% or more ownership in Northridge Surgery Center, LP include Saint Thomas/USP Surgery Centers II, LLC (71.34%) and Piedmont Partners, LLC (8%). The remaining 20.66% ownership interests consists of various physicians and physician practices, with no entity having 5% or more ownership share. The estimated project cost is \$17,141,813.00.

OPPOSED

Soddy Daisy Healthcare, LLC
701 Sequoyah Road
Soddy Daisy (Hamilton County), TN 37379
CN1806-024
Contact Person: Aaron Spinks
Phone: 423-308-1845

The addition of 14 dually certified beds to the existing 120-bed nursing home. These beds are subject to the 125 Nursing Home Bed Pool for 2017-2018. The applicant is owned by Soddy Daisy Healthcare, LLC. The estimated project cost is \$4,205,798.01

The Residence at Alive Hospice Murfreesboro
1629 Williams Drive
Murfreesboro (Rutherford County), TN 37129
CN1806-025
Contact Person: John Wellborn
Phone: 615-665-2022

The addition of 6 residential hospice beds to the existing 10 bed residential hospice facility. The residential hospice is located at 1629 Williams Drive in Murfreesboro (Rutherford County). The applicant is owned by Alive Hospice, Inc. The estimated project cost is \$536,310.

Meadowview ASC, LLC
2033 Meadowview Lane, Suite 210
Kingsport (Sullivan County), TN 37660
CN1806-028
Contact Person: Jerry Taylor
Phone: 615-724-3247

The establishment of a multi-specialty ASTC with 3 operating rooms (no procedure rooms) to be located at 2033 Meadowview Lane, Suite 210, Kingsport (Sullivan County), TN. The sole member of the applicant is currently Scott R. Fowler, M.D. Other physician members of Holston Medical Group, P.C. are expected to purchase ownership interests. The estimated project cost is \$9,829,321.87.

OPPOSED

Urologic Surgery Center
Unaddressed site Southwest end of Global Way and
Pellissippi Parkway and Dutchtown Road
Knoxville (Knox County), TN 37932
CN1807-029
Contact Person: William West
Phone: 615-726-5561

The establishment of a single specialty ASTC with 2 operating rooms and 5 procedure rooms limited to urological cases and procedures by medical physician employees of Tennessee Urology Associates, PLLC d/b/a Tennessee Urology Associates. The ASTC will be located at an unaddressed site on Global Way in the Century Park office district in Knoxville (Knox County), TN. The applicant is owned by Urology Surgical Center of Knoxville, LLC which is owned by Tennessee Urology Associates. The estimated project cost is \$12,076,243.

OPPOSED

Vanderbilt University Medical Center
Unaddressed site East side of Garrison Drive and West
College Street
Murfreesboro (Rutherford County), TN 37232
CN1807-030
Contact Person: Ginna Felts
Phone: 615-936-6005

The initiation of pediatric MRI services at an unaddressed site on the east side of Garrison Drive near the intersection of Garrison Drive and West College Street, Murfreesboro (Rutherford County), TN. The applicant is owned by Vanderbilt University Medical Center. The estimated project cost is \$3,537,915.71.

*Meadowbrook Health & Rehabilitation Center, Inc.
Unaddressed parcel on the north side of East College
Street
Pulaski (Giles County), TN 38478
CN1807-031
Contact Person: Chris Puri
Phone: 615-252-4643

The relocation and replacement of an existing 83-bed dually certified nursing home located at 1245 East College Street, Pulaski (Giles County), TN to an unaddressed 8.45 acre parcel on the north side of East College Street, immediately adjacent to the parcel on which the existing facility is located. The project involves no new beds and services and is not subject to the 2018-2019 Nursing Home Bed Pool. The applicant is owned by Meadowbrook Health & Rehabilitation Center, Inc., a wholly owned subsidiary of American Health Centers, Inc. of Parsons (Decatur County), TN. The estimated project cost is \$13,894,436.25.

Eye Surgery Center of Lenoir City
5491 Creekwood Park Blvd.
Lenoir City (Loudon County), TN 37772
CN1807-033
Contact Person: Stephen H. Rudolph
Phone: 901-219-0173

The establishment of a single specialty ophthalmic ASTC providing eye and related laser procedures in two operating rooms. The ASTC will be located at 5491 Creekwood Park Boulevard, Lenoir City (Loudon County), TN. The applicant is owned by Eye City Surgery Center of Lenoir City, LLC which currently includes only the two physician members of the affiliated practice, Eye Care Centers, PLLC b/b/a Tennessee Eye Care (TEC). The facility will be primarily practice-based for the TEC physicians who will consider extending privileges and ownership to the affiliated physicians of the Eye Surgery Center of Knoxville. The estimated project cost is \$2,183,350.

OPPOSED

Bone and Joint Institute of TN Surgery Center, LLC
3000 Edward Curd Lane
Franklin (Williamson County), TN 37067
CN1807-035
Contact Person: Julie Miller
Phone: 615-435-5162

The establishment of a single ambulatory surgical treatment center (ASTC) at 3000 Edward Curd Lane, Franklin (Williamson County), TN. The proposed ASTC will consist of six operating rooms; plus two additional operating rooms that will be built out but not equipped for potential future use. The ASTC will be limited to orthopedic surgery and physicians who are employees of the Bone and Joint Institute of Tennessee. The applicant is owned by the Bone and Joint Institute of Tennessee Surgery Center, LLC which currently has one member, Williamson Medical Center. If approved, the applicant plans to convert to a multi-member LLC, of which 51% of the interests will be owned by Williamson Medical Center and up to 49% of the other interests held by the Bone and Joint Institute of Tennessee Surgery Center, LLC. The estimated project cost is \$25,644,460.

*West Cancer Center (Memphis)
1588 Union Avenue
Memphis (Shelby County), TN 38104
CN1808-037
Contact Person: Kim Looney
Phone: 615-850-8722

The initiation of PET/CT services at 1588 Union Avenue, Memphis (Shelby County), TN 38104. The West Cancer Center is currently a collaboration between Methodist Le Bonheur Healthcare (Methodist), the University of Tennessee Health Science Center (UT), and the West Clinic. The PET/CT scanner subject to this application is presently used for cancer diagnosis and treatment for West Cancer Center patients. The business relationship between the three parties will end effective January 1, 2019. The applicant plans to purchase the existing PET/CT scanner from Methodist Le

Bonheur Healthcare, thereby becoming the sole owner, and continuing its use as part of the West Cancer Center. The applicant is owned by West Clinic, P.C. The estimated project cost is \$1,770,485.

NO GENERAL COUNSEL TO BE HEARD AT OCTOBER MEETING

APPEALS OF AGENCY DECISIONS

<u>FACILITY</u>	<u>DOCKET #</u>	<u>DESCRIPTION</u>	<u>MEETING DATE</u>
Baptist Memorial Hospital Unnamed street address near the intersection of Interstate 40 and Airline Road in Arlington (Shelby County), TN CN1705-018	25.00-144364J	Appeal of Denial of CON	8/20/2018
Trial for this case was heard at the Nashville School of Law during the dates of August 20 - 31			

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
Wendy Long, M.D.

Jaclyn Harding, Designee
For Comptroller
Justin Wilson

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