

I. SHPDA Administrative Report

A. Contested Case

AL2014-012, Baptist Health System, Inc. d/b/a Shelby Baptist Medical Center, Alabaster, AL: proposes to relocate 16 psychiatric inpatient beds from the Health Care Authority for Baptist Health, an affiliate of UAB Health System for an adult model inpatient psychiatric program.

Approved without a vote because no exceptions to the order of the Administrative Law Judge were filed.

II. Certificate of Need Program

A. AL2014-016, Bio-Medical Applications of Alabama, Inc. d/b/a Fresenius Medical Care

Tuskegee, Tuskegee, AL: proposes to expand the existing 20-station ESRD facility adding seven in-center hemodialysis stations and one isolation station for a total of 28 stations. **Opposition:** None.

Approved.

B. Reconsideration Request

AL2013-047, Alacare Home Health Services, Inc.: proposes to expand existing home care services in Baldwin County. The CON Review Board denied this application at the May 21, 2104, Board Meeting. **Opposition:** Amedisys Home Health, Inc., Hometown Home Health Care of Baldwin County, LLC, Gentiva Health Services, Inc. and LHC Group, LLC filed intervention/opposition and request for a Contested Case Hearing. Allied Home Care of Alabama, LLC filed intervention/opposition and request for a Contested Case Hearing, but withdrew.

Request for reconsideration is denied.

C. Contested Case

AL2013-039, Hometown Home Health Care of Shelby County, LLC: proposes to establish a Medicare-Certified Home Health Agency in Shelby County. Administrative Law Judge filed Recommended Order approving this project. **Opposition:** SunCrest Home Health of Alabama and Comfort Care Home Health Services, LLC filed Letters of Opposition. Hometown Home Health Care of Shelby County filed a request for a Contested Case Hearing. Amedisys Home Health, Inc., Gentiva Health Services, Inc. and Saad Healthcare Services Shelby County filed intervention/opposition and request for a Contested Case Hearing. Allied Home Care of Alabama, LLC filed intervention/opposition and request for a Contested Case Hearing, but withdrew.

Denied.

AL2013-049, Partners Healthcare Group, LLC, Shelby County: proposes to provide home health services in Shelby County. Administrative Law Judge filed Recommended Order approving this project. **Opposition:** SunCrest Home Health of Alabama and Comfort Care Home Health Services, LLC filed Letters of Opposition. Amedisys Home Health, Inc., Hometown Home Health Care of Shelby County, LLC, Gentiva Health Services, Inc., and Saad Healthcare Services Shelby County filed intervention/opposition and request for a Contested Case Hearing. Allied Home Care of Alabama, LLC filed intervention/opposition and request for a Contested Case Hearing, but withdrew.

Denied.

AL2013-054, Saad Enterprises, Inc., d/b/a Saad Healthcare Services Shelby County: proposes to establish a home health agency in Shelby County. Administrative Law Judge filed Recommended Order approving this project. **Opposition:** SunCrest Home Health of Alabama and Comfort Care Home Health Services, LLC filed Letters of Opposition. Amedisys Home Health, Inc., Hometown Home Health Care of Shelby County, LLC, and Gentiva Health Services, Inc. filed intervention/opposition and request for a Contested Case Hearing. Allied Home Care of Alabama, LLC filed intervention/opposition and request for a Contested Case Hearing, but withdrew.

Denied.

The Board declined to follow the Administrative Law Judge's Recommended Order and denied the requests for a Certificate of Need by Hometown Health Care of Shelby County, LLC, Partners Healthcare Group, LLC, and Saad Enterprises, Inc.

### III. Reviewability Determinations and Pending Reviewability Determinations

#### A. Reviewability Determinations

RV2014-014, LHCG XXXIV, LLC d/b/a Alabama Hospice Care of Mobile requests to relocate the in-home hospice administrative office, from 3290 Dauphin St., Ste. 505, Mobile, AL to 4318 Downtowner Loop N. Ste. R, Mobile, AL. **Status: Non-Reviewable.**

RV2014-015, Comfort Care Hospice, LLC d/b/a Comfort Care Hospice of Moulton requests to relocate the in-home hospice administrative office from 11227 Alabama Hwy. 157, Ste. M, Moulton, AL, 35650 to 2426 Danville Road, Decatur, AL, 35603. **Status: Non-Reviewable.**

#### B. Pending Reviewability Determinations



RV2014-016, Suburban Radiology, LLC requests to develop an independent, freestanding diagnostic facility providing MRI, CT, ultrasound, and mammography services in Mobile County. **Status: Pending.**

RV2014-017, Gulf Health Hospitals, Inc. d/b/a North Baldwin Infirmary requests to lease space from Southern Cancer Center, P.C. to provide IV-infusion treatments to patients of North Baldwin Infirmary in the counties of Mobile and Baldwin. **Status: Pending.**

RV2014-018, Oakview Manor Healthcare Center, located at 529 Mixon School Road, Ozark, AL, requests to update its physical plant, including upgrades to bathrooms, flooring, wall paint, and handrails. **Status: Pending.**

RV2014-019, Huntsville Endoscopy Center, Inc., requests to add two operating rooms to the existing single specialty ambulatory surgery center located in Madison County. **Status: Pending.**

RV2014-020, Ball HealthCare Services, Inc., requests the Agency to issue a determination letter that (i) the Bed Rights are valid and subsisting for one year after the closure of Salem-Tuskegee, and (ii) the contemplated acquisition and the reopening of Salem-Tuskegee as a licensed 125-bed nursing facility in Macon County, Alabama, will not require the issuance of a certificate of need or require any other CON review, except in respect to a change of ownership determination. **Status: Pending.**

RV2014-021, Restore Therapy Services Outpatient requests to establish an outpatient therapy clinic offering only physical therapy services located at 1505 East 4<sup>th</sup> Ave, York, AL. **Status: Pending.**

RV2014-022, Comfort Care Hospice of Greenville requests to relocate the in-home hospice agency from 501 East Commerce Street, Greenville, AL, to 23 Jameson Lane, Greenville, AL. **Status: Pending.**

RV2014-023, Infirmary Home Health Agency, Inc. d/b/a Infirmary HomeCare of Saraland requests to relocate the home health branch administrative office to 1131 Highway 43 South, Ste. 1131-A, Saraland, AL. **Status: Pending.**

IV. Old Business

410-1-2-.20      Cost Overrun

410-1-10-.03      Project Modifications after Issuance of Certificate of Need



The next CON Review Board meeting will be held on July 15, 2014.