



**TENTATIVE AGENDA
CERTIFICATE OF NEED
REVIEW BOARD**

**April 20, 2016
10:00 a.m.
CAPITOL AUDITORIUM,
UNION STREET ENTRANCE
MONTGOMERY, ALABAMA**

PRESIDING:

NEAL G. MORRISON
CHAIRMAN

TENTATIVE AGENDA

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| I. | CALL TO ORDER | CHAIRMAN |
| II. | ADOPTION OF AGENDA | CHAIRMAN |
| III. | MINUTES OF March 16, 2016 | CHAIRMAN |
| IV. | CHAIR'S REPORT | CHAIRMAN |
| V. | SHPDA ADMINISTRATIVE REPORT | ALVA M. LAMBERT |
| VI. | CERTIFICATE OF NEED PROGRAM | ALVA M. LAMBERT |
- A.** **AL2016-008, EAMC Lanier, LLC, Valley, AL:** Proposes to renovate space for the conversion of seventeen (17) acute care beds to seventeen (17) inpatient rehabilitation beds, which was approved by the SHCC through an adjustment to the *Alabama State Health Plan 2014-2017* for Chambers County and was approved by Governor Bentley on August 31, 2015. **Opposition: None**

For Informational Purposes Only:

Reviewability Determinations:

RV2014-028, Surgicare of Mobile, Ltd., requests to add five (5) operating rooms, twenty (20) pre-/post-op bays, four (4) restrooms and expand the waiting room and business office. **Status: Non-Reviewable**

Opposition: Providence Hospital filed a letter opposing the Reviewability Determination Request. Mobile Infirmary Association, d/b/a Mobile Infirmary Medical Center, filed a letter opposing the Reviewability Determination Request. Springhill Memorial Hospital filed a Complaint for Declaratory Judgment and Injunctive Relief in the Circuit Court of Montgomery County

RV2016-013, Homestead Hospice, requests to consolidate two parent providers, currently located in Choctaw and Dallas Counties, into one surviving parent provider, (Dallas County) and one satellite provider, (Choctaw County). Upon approval of this request, the CON to operate the Choctaw County provider will be surrendered. **Status: Non-Reviewable**

RV2016-014, Curo Health Services, requests to consolidate three parent providers, currently located in Baldwin, Houston and Clarke Counties, into one surviving parent provider, SouthernCare Greenville (Butler County), and one satellite provider, (Escambia County). **Status: Non-Reviewable**

RV2016-015, HGA HomeCare, LLC d/b/a Huntsville Hospital HomeCare, requests to relocate the home health administrative office from 6767 Old Madison Pike N.W. Bldg. 4, Ste. 400, Huntsville, AL, Madison County, to 500 Blvd. South S.W., Ste. 203, Huntsville, AL, Madison County. **Status: Non-Reviewable**

Rural, Russell Medical Center, requests to install and operate a new GE Revolution M3B CT unit. **Status: Non-Reviewable**

Pending Reviewability Determinations:

RV2016-016, Comfort Care Coastal Hospice, LLC d/b/a Comfort Care Coastal Hospice-Mobile, requests to relocate the hospice administrative office from 3280 Dauphin St., Bldg. B, Ste. 129, Mobile, AL 36608 to 709 Azalea Rd., Ste. A1, Mobile, AL 36609. **Status: Pending**

RV2016-017, Capitol Hill Health and Rehabilitation Center, requests to provide outpatient physical rehabilitation services. **Status: Pending**

RV2016-018, LHCG XXXIX, LLC d/b/a Keller Home Care, requests to relocate the home health branch office located in Muscle Shoals, AL to 1404 East Avalon Avenue, Ste. D, Tuscumbia, AL. **Status: Pending**

RV2016-019, LHCG XXIX d/b/a Keller Hospice, requests to relocate the hospice administrative office located within Colbert County to 1404 East Avalon Avenue, Ste. C, Tuscumbia, AL. **Status: Pending**

RV2016-020, Comfort Care Coastal Home Health, LLC dba Comfort Care Coastal Home Health-Mobile, requests to relocate the home health branch office from 3280 Dauphin Street, Bldg. B, Ste. 129, Mobile, AL 36608 to 709 Azalea Road, A2, Mobile, AL 36609. **Status: Pending**

Rural, Andalusia Regional Hospital, requests to establish a diagnostic cardiac catheterization program and operate this program within a modular laboratory unit located on the hospital campus in Covington County. **Status: Pending**

RV2016-021, Renal Treatment Centers-Southeast, LP d/b/a Barbour County Dialysis, requests to establish a new ESRD Treatment Facility consisting of eight (8) in-center hemodialysis stations, one (1) of which will be a hemodialysis isolation station, and two (2) home training stations to be used alternately for home hemodialysis training and peritoneal dialysis home training for a total of ten (10) stations. **Status: Pending**

VII. OLD BUSINESS CHAIRMAN

VIII. NEW BUSINESS CHAIRMAN

A. Declaratory Ruling 149:

Providence Hospital, Infirmary Health System, Inc. d/b/a Mobile Infirmary Medical Center, and Springhill Hospitals, Inc. d/b/a Springhill Memorial Hospital has submitted a Petition for Declaratory Ruling, requesting that the CON Review Board reverse the reviewability determination (RV2014-028), dated March 16, 2016, issued by the Executive Director of the Alabama State Health Planning and Development Agency (“SHPDA”) regarding the proposal by Surgicare of Mobile, Ltd. (“Surgicare”) to expand its existing ambulatory surgery center (“ASC”) in Mobile, Alabama.

B. Declaratory Ruling 150:

Anniston HMA, LLC d/b/a Stringfellow Memorial Hospital submitted a Petition for Three Declaratory Rulings, requesting that the CON Review Board issue the following separate declaratory rulings:

1. Board’s interpretation of the “appropriate applicant” rule codified at Ala. Admin. Code r. 410-1-6-.09, including whether the Board’s determination of an “appropriate applicant” includes evidence of an applicant’s compliance or lack of compliance with Alabama law.
2. Whether Regional Medical Center Board d/b/a Northeast Alabama Regional Medical Center (“RMC Anniston”) should be required to make a witness available to testify on behalf of the hospital at an upcoming administrative hearing regarding relevant areas of inquiry under Ala. Admin. Code r. 410-1-6-.09, as requested in Stringfellow’s subpoena.
3. Whether RMC Anniston should be required to produce documents prior to an upcoming administrative hearing regarding relevant areas of inquiry under Ala. Admin. Code r. 410-1-6-.09, as requested in Stringfellow’s discovery.

IX. ADJOURNMENT CHAIRMAN