

Alabama CON Report

CON Review Board Meeting March 16, 2022

I. Certificate of Need Program

- A. **AL2021-053, The Clubhouse Autism & Developmental Learning Center, LLC, Jackson, AL:** Proposes to establish a multi-specialty outpatient pediatric rehabilitation facility providing speech and occupational therapy services in Jackson, Clarke County, Alabama. **Opposition: None.**

Approved.

- B. **AL2022-003, USA Health University Hospital, Mobile, AL:** proposes to expand the existing surgical services at USA Health University Hospital that currently operates eleven (11) inpatient operating rooms, four (4) outpatient operating rooms, through the addition of four (4) new operating rooms, one (1) new hybrid operating room, and a post anesthesia care unit (PACU). The proposed expansion will not add any beds to the hospital's licensed capacity. **Opposition: None.**

Approved.

- C. **AL2022-004, SilGen, LLC, Auburn, AL:** Proposes to add sixteen (16) Specialty Care Assisted Living Facility (SCALF) beds to a multi-level senior living project currently under development in Lee County; CON 2871-SCALF. **Opposition: None.**

Approved.

D. Contested Case:

AL2021-019, Comfort Care Home Health Services, LLC, Limestone County, AL: proposes to establish an administrative office to provide home health services to residents of Limestone County, Alabama, pursuant to the Statistical Update published on December 8, 2020. **Opposition: Kindred at Home, Amedisys Home Health of Alabama, LLC, Encompass Health Home Health of Alabama, LLC, ProHealth Home Health, LLC, and LHC Group, Inc. and Athens-Limestone HomeCare, LLC d/b/a Athens-Limestone HomeCare (collectively LHC).** Requests for a Contested Case were filed on May 18, 2021. An ALJ was assigned on May 25, 2021. ProHealth Home Health withdrew their application (AL2021-023) on October 4, 2021. ALJ's Recommended Order was filed February 18, 2022. Intervenors' Exceptions to the ALJ's Recommended Order were received on February 25, 2022.

The CON Review Board approved the ALJ's Recommended Order.

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For Informational Purposes Only:

The next two projects were placed on the agenda for informational purposes only. No vote was required as “the recommended order of the Administrative Law Judge becomes the final order of the Agency when no exceptions have been filed.” The projects were approved through a Settlement Agreement between the two (2) parties and no exceptions were filed.

AL2021-046, Affinity Hospital, LLC d/b/a Grandview Medical Center, Trussville, AL: Proposes to establish a Freestanding Emergency Department (FED) in the city of Trussville, Jefferson County, AL. **Opposition: St. Vincent’s East. ALJ was assigned 10/4/2021. ALJ’s Recommended Order was filed on 3/2/2022 approving this project.**

AL2021-055, St. Vincent’s East, Trussville, AL: Proposes to construct and operate a Freestanding Emergency Department (FED) in Trussville, Jefferson County, AL. **Opposition: Affinity Hospital, LLC d/b/a Grandview Medical Center. ALJ was assigned 12/3/2021. ALJ’s Recommended Order was filed on 3/2/2022 approving this project.**

II. Reviewability Determinations and Pending Reviewability Determinations

A. Reviewability Determinations:

RV2022-011, Outpatient Care Center, proposes to expand its existing facility by adding five (5) beds to the recovery suite, a second nurse’s stations, and two (2) restrooms. **Status: Non-Reviewable.**

RV2022-015, Good Samaritan Hospice of Madison, proposes to establish a branch office in Cullman, Alabama, which is located within its service area pursuant to CON 2460-HPC. **Status: Non-Reviewable.**

B. Pending Reviewability Determinations:

RV2021-019, The Heart Center Cardiology, proposes to establish an office-based lab pursuant to Ala. Admin. r. 410-1-7-.02 in order to perform low risk peripheral angiography and interventional procedures and fixed-base diagnostic coronary angiography procedures within his private practice. **(Opposition filed 6/23/2021 by EAMC) Status: Pending.**

RV2022-012, Dr. Jason Beaver, proposes to add percutaneous dialysis maintenance procedures to the menu of services provided in the physician’s office. **Status: Pending.**

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RV2022-013, Dale Medical Center Home Health, proposes to relocate facility to another site within Dale County. **Status: Pending.**

RV2022-014, Community Hospice of Dale Medical Center, proposes to relocate facility to another site within Dale County. **Status: Pending.**

RV2022-016, IOP Services, LLC, proposes to establish an intensive outpatient mental health counseling facility by a licensed physician’s medical practice. **Status: Pending.**

RV2022-017, Baptist Medical Center East, proposes to operate an Obstetrical (OB) Emergency Department by relocating and transitioning its existing OB triage unit into a formal OB Emergency Department. **Status: Pending.**

RV2022-018, Shelby Baptist Medical Center, proposes to renovate the facility to create a new, advanced fourteen (14) bed cardiovascular unit comprised of six (6) ICU and eight (8) stepdown beds on the second floor of the main hospital building. **Status: Pending.**

III. New Business

Suggested Rule Changes for Public Comment:
Annual Report for Hospitals and Related Facilities
Annual Report for Skilled Nursing Facilities

Approved for Public Comment.

The next CON Review Board meeting will be held on **April 20, 2022.**