

Alabama CON Report

CON Review Board Meeting November 16, 2022

I. Certificate of Need Program

- A. **AL2022-027, Fresenius Medical Care McCalla, LLC d/b/a Fresenius Medical Care McCalla, Bessemer, AL:** Proposes to expand the existing End Stage Renal Disease (ESRD) treatment facility consisting of thirteen (13) in-center hemodialysis stations, including one (1) isolation station, through the addition of four (4) in-center hemodialysis stations, for a total of seventeen (17) stations. The four (4) hemodialysis stations would be relocated from RCG Southside, an ESRD facility previously operated by Fresenius Medical Care Holdings, Inc., in Jefferson County that ceased operations in January 2022. **Opposition: None.**

Approved.

- B. **AL2022-028, University of South Alabama Health Care Authority d/b/a USA Mobile County ASC, LLC, Mobile, AL:** Proposes to develop a freestanding, non-hospital-based, multi-specialty ambulatory surgery center (ASC) in the west Mobile area on the USA Health campus. **Opposition: None.**

Approved.

- C. **AL2022-029, Crestwood Healthcare, LP d/b/a Crestwood Medical Center, Harvest, AL:** Proposes to establish and operate a Freestanding Emergency Department (FED) in Harvest, Madison County, Alabama. **Opposition: None.**

Approved.

For Informational Purposes Only:

The next project has been placed on the agenda for informational purposes only. No vote is required as “the recommended order of the Administrative Law Judge becomes the final order of the Agency when no exceptions have been filed.” The project was approved, and no exceptions were filed.

Contested Case:

AL2022-026, Foley ASC, LLC, Baldwin County, AL: Proposes to establish a freestanding, multi-specialty ambulatory surgery center (ASC) with four (4) operating rooms and three (3) procedure rooms on the campus of South Baldwin Regional Medical Center in Baldwin County, Alabama. **Opposition: Infirmiry Health System, Inc.; Gulf Health Hospitals, Inc., d/b/a Thomas Hospital, d/b/a Thomas Ambulatory Surgery Center, d/b/a Thomas Medical Center, and d/b/a North Baldwin Infirmiry; Mobile Infirmiry Association, d/b/a Mobile Infirmiry Medical Center and d/b/a Infirmiry Eastern Shore Ambulatory Surgical Center; and any related or affiliated companies**

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acquired by any of the foregoing. ALJ was assigned 8/5/2022. ALJs Recommended Order was filed 10/18/2022 approving this project. No exceptions were filed.

II. Reviewability Determinations and Pending Reviewability Determinations

A. Reviewability Determinations:

RV2022-027, IOP Services, LLC, proposes to establish an intensive mental health counseling facility by a licensed physician's medical practice in Tuscaloosa County. **Status: Non-reviewable.**

B. Pending Reviewability Determinations:

RV2022-024, Tuscaloosa Surgical Center, L.P. d/b/a Tuscaloosa Surgical Center, proposes to renovate its existing Ambulatory Surgery Center (ASC). Opposition filed by The DCH Healthcare Authority on 7/26/2022. **Status: Pending.**

RV2022-031, Alabama Digestive Health Endoscopy Center, LLC, proposes to relocate their existing ASC to another physician office building on the same Brookwood Medical Center campus in Jefferson County. **Status: Pending.**

RV2022-032, Five Star Rehabilitation and Wellness, LLC d/b/a Ageility Physical Therapy Solutions, proposes to offer outpatient physical therapy, occupational therapy, and speech therapy services through licensed therapists in patients' residences in Jefferson County. **Opposition filed by Restore Therapy Services, Ltd. in form of DR-160 on 10/6/2022 and comments to the RV on 10/7/2022. ProHealth Home Health, LLC filed comments/opposition on 10/20/2022. Restore Therapy Services, Ltd. withdrew their petition for DR-160 on 10/28/2022. Status: Pending.**

RV2022-033, EastPointe Hospital, proposes to convert sixteen (16) residential beds to sixteen (16) acute care (psych) beds. **Status: Pending.**

RURAL RV, Mizell Memorial Hospital, proposes to extend healthcare services to Coffee County by reopening a clinic in Elba, Alabama. **Status: Pending.**

The next CON Review Board meeting date was not announced.