



The Tennessee Sunshine Law Passed by the General Assembly in 1974 requires that meetings of state, city and county government bodies be open to the public and that any such governmental body give adequate public notice of such meeting. Open meeting notices can also be accessed at <https://www.tn.gov/content/tn/hfc/commission-meeting-information/board-for-licensing-health-care-facilities-meetings/blhcf-notice-and-agendas.html>

**HEALTH FACILITIES COMMISSION
MEMORANDUM
SECOND AMENDED**

Date: June 4, 2024

From: Wanda E. Hines, Board Administrator

Name of Board or Committee: Health Facilities Commission
Board for Licensing Health Care Facilities
Board Meeting

Date of Meeting: June 5, 2024

Time: 9:00 AM., C.S.T.

Place: 665 Mainstream Drive, Iris Conference Room, 1st Floor,
Nashville, TN 37243

Major Item(s) on Agenda: See attachment.

Link to Live Video Stream:

June 5, 2024
<https://tdh.streamingvideo.tn.gov/Mediasite/Play/3a051bba3cc149609d7e3df3aee30071d>

This memo shall be forwarded from individual programs to the Public Information Office on the 15th day of the preceding month. The Public Information Office will prepare the monthly list of meetings within the Department and have ready for distribution to state media by the 28th day of the preceding month.



LOGAN GRANT
EXECUTIVE DIRECTOR

CAROLINE TIPPENS
DIRECTOR, LICENSURE & REGULATION

**THE MISSION OF THE HEALTH FACILITIES COMMISSION IS PROTECTING
PATIENTS AND PROMOTING QUALITY IN HEALTHCARE FACILITIES**

HEALTH FACILITIES COMMISSION

**BOARD FOR LICENSING HEALTH CARE FACILITIES
BOARD MEETING**

JUNE 5, 2024- 9:00 A.M., C.D.T.

IRIS CONFERENCE ROOM, 1ST FLOOR

**PLEASE REMEMBER TO SILENCE YOUR ELECTRONIC DEVICES
WHEN THE BOARD IS IN SESSION**

AGENDA

- I. CALL THE MEETING TO ORDER.**
- II. ROLL CALL**
- III. APPROVAL OF MINUTES**
 - A. April 3, 2024 Board Meeting
- IV. CONSENT CALENDAR**
 - A. **LICENSE STATUS REQUESTS (INACTIVE STATUS).**
 - 1. **JACKSON PARK CHRISTIAN HOME, NASHVILLE-NH #55**
This twenty-eight (28) bed nursing home facility is requesting an extension waiver for their license to remain on inactive status for an additional twelve (12) months through June 2025. This facility was initially approved for inactive status on April 26, 2013. This facility ceases operations because the continued operation of the facility was no longer economically unfeasible. Signature HealthCARE continues to search for viable options to reactivate the licensed facility and beds. As a result of COVID and the downturn in the long-term care industry, additional time is still needed to identify option for the future use of the facility, either through reopening, sale, or relocation.

2. **SISKIN HOSPITAL'S SUBACUTE REHABILITATION PROGRAM, CHATTANOOGA-NH #382**
 These twenty-nine (29) beds nursing home facility is requesting inactive status extension waiver for their license to remain on inactive status for an additional one (1) year through June 5, 2025.
3. **HUMBOLDT NURSING AND REHABILITATION CENTER, HUMBOLDT-NH #87**
 These one hundred twenty (120) beds skilled nursing home facility is requesting a third extension waiver for their license to remain on inactive status for one (1) additional year. The owner of HNRC plans to continue to pursue sale or re-opening possibilities and needs additional time to complete this process.
4. **COOKEVILLE REGIONAL MEDICAL CENTER/UPPER CUMBERLAND PHYSICIAN'S SURGERY CENTER, COOKEVILLE-ASTC #155**
 Upper Cumberland Physicians Surgery Center (UCPSC) is requesting a third extension waiver for their license to remain on inactive status for one (1) additional year through June 2025. Cookeville Regional Leadership continues to actively explore options to reactivate the UCPSC license. These considerations primarily involve investigating the need for an additional option for outpatient surgical procedures in the Cookeville area and potential physician partners.
5. **BAPTIST TRINITY HOME CARE-PRIVATE PAY DIVISION, MEMPHIS-HHA #242**
 This home health agency is requesting an extension waiver for their license to remain on inactive status for an additional one (1) year through June 2025. The license was placed on inactive status on June 6, 2018. Baptist-Trinity is a home health agency authorized to provide services in Fayette, Hardeman, Haywood, Shelby, and Tipton counties. Baptist-Trinity has renewed its search for the right relationship to assist in redeveloping this service line and continue to evaluate their future plans.
6. **NASHVILLE METRO CARE & REHABILITATION CENTER, NASHVILLE-NH #47**
 This one hundred eleven (111) bed skilled nursing home facility is requesting an additional twelve (12) months extension to remain on inactive status until the next board meeting in June 2025. Attorney John Cheadle, Jr. as receiver and BOKF, N.A., d/b/a Bank of Oklahoma ("BOKF"), the current owner of the facility continues maintaining its nursing home license to be under judicial receivership. Our firm has been in communication with Mr. Cheadle and makes this request for continued inactive status with his knowledge and consent.
7. **WAYNE COUNTY NURSING HOME, WAYNESBORO-NH #277**
 This forty-six (46) bed nursing home is seeking a seventh extension waiver for their license to remain on inactive status for an additional twelve (12) months through June 2025. This facility continues to evaluate the best options for the licensed facility going forward. Currently, Wayne County Nursing Home is in bankruptcy proceeding.

8. **BAILEY PARK COMMUNITY LIVING CENTER, HUMBOLDT-NH #88**
This fifty (50) bed nursing home is requesting to place their license on inactive status for twelve (12) months. This nursing home was last surveyed on January 26, 2024, and its Medicare Provider Agreement was terminated on April 10, 2024. Transfer of residents has occurred, and the nursing home is currently empty. The waiver of the license for twelve (12) months is needed to identify options for the future use of the facility through reopening, sale, or relocation.

B. BOARD POLICY(IES)

1. **THE FOLLOWING NURSING HOMES ARE REQUESTING TO WAIVE NURSING HOME REGULATIONS 0720-18-.04(1) FOR A TENNESSEE REPLACEMENT IS HIRED OR RECEIVES HIS/HER LICENSE IN TENNESSEE BY BOARD POLICY #81:**

- a. Hillview Community Living Center, Dresden – NH #280
Crisper Standford, Temporary Administrator
- b. Signature HealthCARE of Primacy, Memphis – NH #239
Charla Scott, Temporary Administrator

2. **THE FOLLOWING NURSING HOMES ARE REQUESTING A WAIVER TO PROVIDE OUTPATIENT THERAPY SERVICES AS PROVIDED FOR BY BOARD POLICY #32:**

SMOKY MOUNTAIN POST-ACUTE & REHABILITATION CENTER, PIGEON FORGE – NH #228

C. CONSIDERATION & RATIFICATION LICENSURE APPLICATIONS - (CHANGE OF OWNERSHIP (CHOW) AND (INITIAL).

1. **QUALIFYING APPLICATIONS (INITIALS)**

- a. **Ambulatory Surgical Treatment Center**
Boulevard ENT Surgery Center, LLC, Knoxville – File #265
Dickson Surgery Center, Dickson – File #254
Oral and Facial Surgery Center of Dickson, Dickson – File #263
Ramsey Way Surgery Center, LLC, Dickson – File #257
- b. **Home Health Agencies**
Best Homecare LLC, Rockwood – File #669
Haven Home Health Care, Kingston– File #662
Trinity Homecare & Consulting Services, LLC, Oak Ridge – File #674
- c. **Home Medical Equipment**
Advanced Oxygen Therapy, Inc., Elmsford, NY – File #1403
Appy Medical, LLC, West Jordan, UT - File #1422
Comprehensive Sleep Solutions, LLC, Tempe, AZ – File #1388
CPAP Medical, Jacksonville, FL – File #1431
United Medical, Middlesboro, KY – File #1415

- d. Professional Support Services
Burks Supportive Living, Chattanooga – File #450
New Foundation Healthcare, Inc., Nashville – File #451

2. (CHOWS)

- a. Assisted Care Living Facilities
Loving Care Assisted Living Facility, LLC, Waynesboro – License #227
Trinity Hills of Knoxville, Knoxville – License #284
- b. Home Medical Equipment
Integrity Remodeling, LLC fka Scooters Unlimited/Jackson Medical Supply – License #809
Town and Country Home Medical, LLC, Lawrenceburg – License #703
- c. Nursing Homes
Rocky Top Care Center, Rocky Top – License #3

D. **LICENSE STATUS UPDATES**

EYE CARE SURGERY CENTER OF MEMPHIS – ASTC #167

This ambulatory surgical treatment center has given written notification to place their license back to active status. The facility was placed on inactive status on June 6, 2023, and will be surveyed before resuming operations to meet the standards for ASTC rules and regulations.

MEMORIAL-MISSION OUTPATIENT SURGERY CENTER, CHATTANOOGA-ASTC #147

This ambulatory surgical treatment center has given written notification of their intent to not seek further inactive status and close the facility.

TRISTAR SKYLINE MEDICAL CENTER, NASHVILLE – CESSATION OF SERVICES AT SKYLINE MADISON CAMPUS – HOSPITAL #23

HTI Memorial Hospital Corporation d/b/a TriStar Skyline Medical Center owns and operates a general acute care hospital. Skyline provides inpatient and outpatient mental health services at TriStar Skyline Madison Campus, which operates as a satellite hospital of Skyline. The Madison campus has a total of 121 beds. Effective August 1, 2024, Skyline will no longer provide services at the Madison Campus and the inpatient and outpatient mental health services will be consolidated with TriStar Centennial Medical Center – Hospital #136, a general acute care hospital, and Centennial’s Parthenon Pavilion. Skyline does want to retain all 121 licensed beds located at the Madison Campus and for the Madison Campus to remain attached to Skyline’s hospital license. Skyline want to maintain its full licensed capacity of 407 beds. This consolidation of the mental health services offered at Centennial and Parthenon Pavilion will have a positive impact on patient care and will allow Centennial, Skyline, and TriStar Health to better serve the Middle Tennessee community.

VANDERBILT UNIVERSITY MEDICAL CENTER, NASHVILLE – HOSPITAL #27

Vanderbilt University Medical Center has given written notification of their intent to not request a fourth waiver extension to continue the limited use of the Class 2 Imaging Room in the South Tower of Medical Center East for inpatients. Vanderbilt has received occupancy approval and will relinquish this waiver.

V. **REGULAR CALENDAR**

A. **FACILITY WAIVER REQUESTS.**

1. **BUCKEYE HOME HEALTH CENTER, INC., JAMESTOWN– HME #508**

Buckeye Home Health Center, Inc., is seeking a waiver to open a new branch office located in Bedford at 710 Madison Street, Shelbyville, TN 37160 which is approximately 155 miles from the Jamestown parent office.

REPRESENTATIVE(S): Lynette Evans, CEO

B. **DISCUSSION(S).**

1. **BROOKS FAMILY CARE HOME FOR THE AGED, NASHVILLE – RHA #27 (3rd REPORT)**

Brooks Family Care Home for the Aged or an authorized representative, shall appear before in-person at each scheduled Board meeting held six (6) months to provide the status of the facility and any disciplinary issues to the Board/Commission.

REPRESENTATIVE(S): Tevin DeWeese, Assistant
Jeremy Gourley, Senior Associate General Counsel

2. Report from Vanderbilt University Medical Center #27 regarding services for its Hospital Care at Home Program.

REPRESENTATIVE(S): Travis Swearingen, Counsel

3. 2024 1st Quarterly Performance Report from Covenant Hospitals-Fort Sanders Regional Medical Center, Knoxville-Hospital #43, Parkwest Medical Center, Knoxville-Hospital #42 and Methodist Medical Center, Oak Ridge-Hospital #1 regarding services for its Hospital Care at Home Program.

REPRESENTATIVE(S): Travis Swearingen, Counsel

4. Approval of the Joint Annual Report on the Status of Children’s Emergency Care Alliance of Tennessee (CECA TN) 2024.

REPRESENTATIVE(S): Natasha Kurth, Executive Director
Children’s Emergency Care Alliance of Tennessee (CECA TN)

5. Draft Board Policy #98 for non-qualifying CHOWs.

6. Draft Board Policy #100 HME 0720-30-.14(1) & (2) Disaster Preparedness – Waiver Consideration for Out-of-State Providers.

7. Draft Board Policy #97 New Surgical Tech Requirements – 2024 legislation.

8. Draft Board Policy #99 - Standards for Temporary Healthcare Staffing Agencies.

9. AHC KNOXVILLE fka SHANNONDALE HEALTH CARE CENTER, KNOXVILLE – NH #150 and AHC VOLUNTEER TRANSITIONAL CARE fka WELLPARK AT SHANNONDALE, KNOXVILLE- NH #404

Change of ownership (CHOW) applications has been submitted for AHC Volunteer Transitional Care fka WellPark at Shannondale – NH #404, and for AHC Knoxville fka Shannondale Health Care Center – NH #150. The CHOW applications as they move forward toward closing they were previously approved on October 18, 2017, to allow one (1) administrator to serve as the administrator for the two (2) nursing homes. The new buyer anticipates retaining the same administrator, Keith McCord, who has served as administrator of both facilities. The buyer is requesting if the existing waiver can remain in place as granted on October 18, 2017 or will the buyer need to seek another waiver for Board approval for the administrator to serve both nursing homes due to the CHOW applications.

REPRESENTATIVE(S): Travis Swearingen, Counsel

C. APPLICATIONS (CHANGE OF OWNERSHIP (CHOWS) AND (INITIALS)).

1. SPECIAL CONSIDERATION.

(INITIALS)

a. Home Medical Equipment

- (1) CCS Medical, Wexford, PA – License #1428

REPRESENTATIVE(S): Heather Boice, General Counsel & Corporate Secretary – Medical Express Depot, Inc.

2. (CHOWS)

a. Home Medical Equipment

- (1) Patient's Choice, Morristown – License #1255

REPRESENTATIVE(S): Travis Swearingen, Counsel

b. Nursing Home

- (1) The Waters of Kingsport, Kingsport – License #123

REPRESENTATIVE(S): Michael Hatmaker, Regional Director of Operations - Tennessee

D. REPORTS.

1. TRAUMA
2. NURSE AIDE/ABUSE REGISTRY
3. CLOSED FACILITY
4. OFFICE COUNSEL/OFFICE OF LEGAL SERVICES

- E. ORDERS.
 - F. LEGISLATIVE UPDATE 2024 – Katie Thomas, Senior Policy Advisor
 - G. BOARD CONSOLIDATION – Katie Thomas, Senior Policy Advisor
 - H. OTHER BUSINESS.
 - I. PUBLIC COMMENTS.
- VI. ADJOURN.