TENTATIVE AGENDA

CERTIFICATE OF NEED REVIEW BOARD
January 17, 2024, 10:00 a.m.

The meeting will be held virtually. The minimum number of board members as required by law will be present in room 387 of the RSA Union building located at 100 N. Union St., Montgomery, Alabama.

PRESIDING:		DR. SWAID N. SWAID, CHAIRMAN
I.	CALL TO ORDER	CHAIRMAN
II.	ROLL CALL	Mrs. Emily T. Marsal
III.	ADOPTION OF AGENDA	CHAIRMAN
IV.	MINUTES OF October 18, 2023	CHAIRMAN
V.	CHAIR'S REPORT	CHAIRMAN
VI.	SHPDA ADMINISTRATIVE REPORT	Mrs. Emily T. Marsal
VII.	CERTIFICATE OF NEED PROGRAM	Mrs. Emily T. Marsal

A. **Project Modification Request**
AL2021-003, Crimson Village, LLC, Tuscaloosa County, AL: The project modification request is for the approval to relocate the Specialty Care Assisted Living Facility (SCALF) beds to two existing facilities, The Tides and The Legacy, operated by Crimson Village due to unforeseen construction issues and obstacles. This modification will not result in a change in the number of SCALF beds in Tuscaloosa County or a change in classification of CON authorized beds.

B. **AL2023-018, MBBG, LLC, Huntsville, AL:** Proposes to develop a single-specialty Ambulatory Surgery Center (ASC) for gastroenterology procedures on the campus of Crestwood Medical Center in Huntsville, Madison County. **Opposition: The Surgery Center of Huntsville filed opposition on 7/19/2023. A request for contested case hearing was file by the opposition and the applicant on 8/1/2023. An ALJ was assigned on 8/4/2023. The Surgery Center of Huntsville withdrew opposition and the contested case hearing on 10/10/2023. This withdrawal was accepted by the ALJ by order on 10/18/2023.**

C. **AL2023-029, AltaPointe Health Systems, Inc. d/b/a EastPointe Hospital, Daphne, AL:** Proposes to add forty (40) inpatient child/adolescent psychiatric beds to a newly constructed addition to an existing facility in Baldwin County. **Opposition: None**

D. **AL2023-030, Crestwood Healthcare, LP d/b/a Crestwood Medical Center, Huntsville, AL:** Proposes to renovate and expand the capacity of the hospital's intensive care unit (ICU) from sixteen (16) to twenty-six (26) by transferring ten (10) of the hospital's existing one hundred and eighty (180) licensed acute care beds from another unit to the ICU. **Opposition: None**

E. **AL2023-031, Rush Hospital/Butler, Inc. d/b/a Oschner Choctaw General, Butler, AL:** Proposes to add five (5) swing beds to its existing fifteen (15) by converting five (5) of its existing acute care beds to swing beds under ALA. ADMIN. CODE r. 410-2-4-.09(1) and (3) of the *2020-2023 Alabama State Health Plan*, for a total of twenty (20) swing beds in Butler, Choctaw County, Alabama. **Opposition: None**

F. **AL2023-032, East Alabama Medical Center (EAMC), Opelika, AL:** Proposes to add six (6) child/adolescent psychiatric beds and six (6) adult psychiatric beds to the existing twenty-eight (28) bed inpatient psychiatric unit at EAMC in Opelika, Lee County, Alabama, pursuant to the Plan Adjustment approved by Governor Ivey on June 16, 2023. The applicant will construct a forty (40) bed freestanding acute care psychiatric hospital at 2513 Village Professional Drive in Lee County for the relocation of the existing psychiatric unit. **Opposition: None**

G. **AL2023-033, Gulf Coast Vascular Labs, LLC, Mobile, AL:** Proposes to establish a single-specialty peripheral vascular ambulatory surgery center (ASC) in Mobile, Mobile County, Alabama. **Opposition: None**

H. **AL2023-034, Apex MGT, LLC d/b/a Valley Park Manor, Valley, AL:** Proposes to expand its Specialty Care Assisted Living Facility (SCALF) by converting fifteen (15) of its existing Assisted Living Facility (ALF) beds to SCALF beds as its existing facility in Valley, Chambers County, Alabama pursuant to the October 7, 2022 Statistical Update to the *2020-2023 Alabama State Health Plan*. **Opposition: None**

I. **AL2023-035, Central Alabama Orthopedic Ambulatory Surgery Center, Homewood, AL:** Proposes to develop and operate a multi-specialty Ambulatory Surgery Center (ASC) consisting of sixteen (16) operating rooms, four (4) procedure rooms, pre/post-operative spaces, offices, and workspaces for staff, as well as shelled space for two (2) additional operating rooms in the city of Homewood, Jefferson County, Alabama. The proposed surgery center will be focused mostly on providing orthopedic surgeries, but additional surgeries, such as pain procedures, may also be offered. **Opposition: None**

For Informational Purposes Only:
The next two projects have 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 projects were approved, and no exceptions were filed.

Contested Cases:

AL2023-026, Southeast Alabama Surgical, Dothan, AL: Proposes to establish a women's health focused limited multi-specialty Ambulatory Surgery Center (ASC) in Houston County, Alabama. **Opposition: Houston County Health Care Authority d/b/a Southeast Health; Gut Endo, LLC d/b/a Center for Digestive Health; and Dothan Surgery Center, LLC. Opposition was filed on 9/1/2023. Triad of Alabama, LLC filed Notice of Intervention 9/5/2023. Requests for Contested Case Hearings were filed on 9/11 and 9/13. ALJ was assigned on 9/15/2023. The ALJ's Recommended Order was filed with the Agency on 10/27/2023 approving the project with clarifying language regarding services to be provided. No exceptions were filed. CON 3048-ASC was issued 12/13/2023.**

AL2023-027, Infirmary ASC-Daphne, LLC d/b/a Daphne Surgery Center, Daphne, AL: Proposes to relocate and expand its existing facility within Baldwin County. **Opposition: Foley Hospital Corporation d/b/a South Baldwin Regional Medical Center, which filed a Notice of Intervention and Opposition on 10/11/2023. A contested case hearing was requested 10/17/2023. An ALJ was assigned 10/24/2023. The ALJ's recommender order was filed with the Agency on 12/4/2023 approving the project. No exceptions were filed.**

Reviewability Determinations:

RV2023-028, IOP Behavioral Health, LLC - Birmingham, proposes to provide intensive outpatient services in its existing physicians' office. **Status: Non-Reviewable**

RV2023-029, IOP Behavioral Health, LLC – Muscle Shoals, proposes to provide intensive outpatient services in its existing physicians' office. **Status: Non-Reviewable**

RV2023-030, IOP Behavioral Health, LLC - Montgomery, proposes to provide intensive outpatient services in its existing physicians' office. **Status: Non-Reviewable**

RV2023-031, IOP Behavioral Health, LLC - Daphne, proposes to provide intensive outpatient services in its existing physicians' office. **Status: Non-Reviewable**

RV2023-032R, The Dale County Health Care Authority d/b/a Dale Medical Center, proposes to provide a new service through a wound care center housed in a building on the medical center campus. **Status: Non-Reviewable**

RV2024-001, Fresenius Medical Care Birmingham Home, LLC d/b/a Fresenius Medical Care, proposes to provide home dialysis services on site at Cavalier Healthcare of Trussville in Jefferson County. **Status: Non-Reviewable**

Pending Reviewability Determinations:

RV2024-002, Affinity Hospital, LLC d/b/a Grandview Medical Center, proposes to build-out existing shell space already enclosed in the current emergency department to accommodate ten (10) additional treatment rooms. **Status: Pending**

RV2024-003, Mobile Heart Specialists, P.C., proposes to procure and operate a Cardiac Positron Emission Tomography with Computed Tomography (PET/CT Scanner) within Mobile County. **Status: Pending**

RV2024-004, ProHealth Home Health, LLC, proposes to relocate the existing branch office in Walker County. **Status: Pending**

RV2024-005, Dialysis Clinic, Inc. – Enterprise, proposes to convert two (2) hemodialysis stations to two (2) peritoneal dialysis training /support/urgent start treatments rooms at its existing clinic. **Status: Pending**

RV2024-006, Dialysis Clinic, Inc. – Moulton, proposes to add one (1) peritoneal dialysis training /support/urgent start treatments rooms at its existing clinic. **Status: Pending**

VII.	OLD BUSINESS	CHAIRMAN
VIII.	NEW BUSINESS	CHAIRMAN
IX.	ADJOURNMENT	CHAIRMAN