

**INFORMATION PERTAINING TO FALL 2010 HOME HEALTH SERVICES BATCHING CYCLE**

**See Update to #2**

1. An application for a new home health agency must propose an authorized geographic service area of counties which are contiguous and which show a total unmet numerical need of at least 500 patients. Notwithstanding the acceptance of a Letter of Intent, the Department will not deem complete and enter into the batching cycle for review an application for a new agency with proposed geographic service area counties that are not contiguous. See CON Rule 111-2-2-.32(2)(c) and SSDR map below

~~2. Based upon prior judicial and administrative precedent, the Department will not accept more than one application within a State Service Delivery Region (SSDR) from the same legal applicant(s) or applicant entities which are related through a common corporate parent or controlled by the same central management. See *Healthfield Home Health, Inc. v. Department of Community Health*, Civil Action No. 003CV75049 (10/28/2005) and *Archbold Health Services Inc. v. Department of Community Health*, Civil Action No. 2007CV137118 (12/6/2007).~~

Please note, after taking the matter under further advisement, the Department will accept more than one application in the current batching cycle from the same legal applicant, from applicants who are related entities, or from applicants controlled by the same central management, within the same SSDR, for new and expanded agencies, if the applications do not propose overlapping geographic service area counties.

3. Irrespective of the number of patient unmet numerical need in specific counties within an SSDR for which applications can be filed, the Department can award new or expanded agencies based only on the net unmet numerical patient need. For example, if the net unmet numerical need in SSDR 3 is 580 patients, the Department is restricted to the award of one (1) new agency or two (2) expanded agencies.

**See SSDR Map Next Page**



# STATE SERVICE DELIVERY REGIONS

Amended Effective July 1, 2005

