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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

October 16, 2019 – October 22, 2019

Georgia Department of Community Health
Office of Health Planning
2 Peachtree Street
5th Floor
Atlanta, Georgia 30303-3159

(404) 656-0409
(404) 656-0442 Fax
www.dch.georgia.gov

www.GaMap2Care.info

Letters of Intent

LOI2019047 Northside Hospital Cherokee

Short-Stay Hospital Expansion

Received: 9/25/2019

Application must be submitted on: 10/25/2019

Site: 450 Northside Cherokee Boulevard, Canton, GA 30115 (Cherokee County)

Estimated Cost: \$96,400,000

Withdrawn CON Applications

none

New CON Applications

2019-027 Southeastern Regional Medical Center Inc

Conversion to a General Cancer Hospital

Filed: 7/31/2019

Site: 600 Celebrate Life Parkway, Newnan, GA 30265 (Coweta County)

Contact: David Kent CEO 770-400-6261

Estimated Cost: \$1,205,289

2019-037 Vision Imaging Center

Development of a Freestanding Advanced Diagnostic Imaging Center or DTRC

Filed: 10/16/2019

Site: 2484 East Pinetree Blvd, Thomasville, GA 31792 (Thomas County)

Contact: Brandi W Warren 229-226-8800

Estimated Cost: \$3,861,894

Pending Review/Incomplete Applications

2019-032 Landmark Hospital of Savannah

Landmark Hospital of Savannah 15-Bed Expansion

Filed: 9/16/2019 Deemed Incomplete: 9/30/2019

Site: 800 E 66th Street, Savannah, GA 31405 (Chatham County)

Contact: William Kapp, MD Chairman 912-298-1000

Estimated Cost: \$20,000

2019-035 American Health Imaging of Brunswick

Add CT Unit to Existing DTRC in Brunswick.

Filed: 9/26/2019 Deemed Incomplete: 10/10/2019

Site: 1103 Fountain Lake Drive, Brunswick, GA 31525 (Glynn County)

Contact: Stephen R. Janis Chief Development Officer 404-296-5887

Estimated Cost: \$412,500

Pending Review/Complete Applications

2019-026 Hamilton Medical Center, Inc. dba Hamilton Medical Center

Renovation/Expansion of Hospital Surgical Suite and Other Functions

Filed: 6/24/2019 Deemed Complete: 7/8/2019

60th Day Deadline: 9/5/2019

Decision Deadline: 11/4/2019

Site: 1200 Memorial Drive, Dalton, GA 30720 (Whitfield County)

Contact: Danny Wright, Vice-President 706-272-6656

Estimated Cost: \$23,943,381

2019-028 Dodge County Hospital Authority

10-Bed Expansion of Geriatric Psych Unit - [Batching](#)

Filed: 8/23/2019 Deemed Complete: 8/23/2019
60th Day Deadline: 10/21/2019
Decision Deadline: 12/20/2019
Site: 901 Griffin Ave, Eastman, GA 31023 (Dodge County)
Contact: Jan Hamrick CFO 478-448-4050
Estimated Cost: \$1,900,420

2019-029 Flint River Hospital

Conversion of 18-Short Stay Beds to Adult Psych/Sub Beds - [Batching](#)

Filed: 8/23/2019 Deemed Complete: 8/23/2019
60th Day Deadline: 10/21/2019
Decision Deadline: 12/20/2019
Site: 509 Sumter Street, Montezuma, GA 31603 (Macon County)
Contact: Michael C Paterson 478-472-3100
Estimated Cost: \$615,070

2019-030 Colquitt Regional Medical Center

10-Bed Adult Acute Inpatient Psych/Sub Unit for Geriatric Patients - [Batching](#)

Filed: 8/23/2019 Deemed Complete: 8/23/2019
60th Day Deadline: 10/21/2019
Decision Deadline: 12/20/2019
Site: 3131 South Main Street, Moultrie, GA 31786 (Colquitt County)
Contact: Greg K. Johnson, FACHE VP/Operations 229-890-3547
Estimated Cost: \$2,517,489

2019-031 Northeast Georgia Medical Center, Inc- South Hall Campus

One Additional Hospital-Based Non-Special Megavoltage Radiation Therapy Unit - [Batching](#)

Filed: 8/23/2019 Deemed Complete: 8/23/2019
60th Day Deadline: 10/21/2019
Decision Deadline: 12/20/2019
Site: 742 Spring Street, Gainesville, GA 30501 (Hall County)
Contact: Linda Berger, Director of Planning 770-219-6631
Estimated Cost: \$8,746,282

2019-033 American Health Imaging of Hiram

Additional CT Unit to Existing DTRC in Hiram

Filed: 9/18/2019 Deemed Complete: 10/18/2019
60th Day Deadline: 12/16/2019
Decision Deadline: 2/14/2020
Site: 4374 Atlanta Highway Suite 125, Hiram, GA 30141 (Paulding County)
Contact: Stephen R. Janis Chief Development Officer 404-296-5887
Estimated Cost: \$412,500

2019-034 American Health Imaging of GALLC dba American Health Imaging of Marietta

Add Second MRI Unit to Existing DTRC in Marietta

Filed: 9/18/2019 Deemed Complete: 10/18/2019
60th Day Deadline: 12/16/2019
Decision Deadline: 2/14/2020
Site: 796 Church Street Suite 100, Marietta, GA 30060 (Cobb County)
Contact: Stephen R. Janis Chief Development Officer 404-296-5887
Estimated Cost: \$1,225,000

2019-036 Emory University Hospital

Hospital Renovation to Relocate and Expand Heart and Vascular Department

Filed: 9/30/2019 Deemed Complete: 10/11/2019
60th Day Deadline: 12/9/2019
Decision Deadline: 2/7/2020
Site: 1364 Clifton Road, Atlanta, GA 30322 (DeKalb County)
Contact: Catherine A.Maloney, FACHE VP of Operations 404-712-5529

Estimated Cost: \$14,048,175

Recently Approved Applications

2018-027 American Health Imaging of Georgia LLC d/b/a Marietta Imaging LLC

Addition of CT Scanner to Existing OP Imaging Center

Filed: 4/30/2018 **Deemed Incomplete:** 5/11/2018 **Deemed Complete:** 5/21/2018

60th Day Deadline: 7/19/2018

Decision Deadline: 9/17/2018

CON Issued: 8/21/2019 – post appeal

Site: 796 Church Street, Suite 100, Marietta, GA 30060 (Cobb County)

Contact: Stephen Janis, Chief Development Officer 404-296-5887

Estimated Cost: \$511,500

2018-033 Grady General Hospital Nursing Home

Develop a New 75-Bed Skilled Nursing Facility - [Batching](#)

Filed: 5/29/2018 **Deemed Complete:** 5/29/2018

60th Day Deadline: 7/27/2018

Decision Deadline: 9/25/2018

CON Issued: 9/22/2019 – post appeal

Site: 5th Street Parcels and 10th Ave, Cairo, GA 39828 (Grady County)

Contact: Crystal Wells, RN, MSN 229-377-0250

Estimated Cost: \$19,001,091

2019-022 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center

Perinatal Service Neonatal Intensive Care- [Batching](#)

Filed: 5/28/2019 **Deemed Complete:** 5/28/2019

60th Day Deadline: 7/26/2019

Decision Deadline: 9/24/2019

APPROVED: 9/24/2019

Site: 4700 Waters Avenue, Savannah, GA 31404 (Chatham County)

Contact: Matthew S. Hasbrouck, COO 912-350-8519

Estimated Cost: \$5,000,000

2019-023 Five Points Healthcare of GA, LLC

Home Health Agency- New - [Batching](#)

Filed: 5/28/2019 **Deemed Complete:** 5/28/2019

60th Day Deadline: 7/26/2019

Decision Deadline: 9/24/2019

APPROVED: 9/24/2019

Site: 1395 S. Marietta Pkwy SE, Marietta, GA 30067 (Cobb County)

Contact: Rob Radics, CEO 404-692-4417

Estimated Cost: \$75,000

2019-024 Five Points Healthcare of GA, LLC

Home Health Agency- New - [Batching](#)

Filed: 5/28/2019 **Deemed Complete:** 5/28/2019

60th Day Deadline: 7/26/2019

Decision Deadline: 9/24/2019

APPROVED: 9/24/2019

Site: 625 Beaver Ruin Road NW, Lilburn, GA 30047 (Gwinnett County)

Contact: Rob Radics, CEO 404-692-4417

Estimated Cost: \$100,000

OPPOSITION FILED

2019-025 Emory University d/b/a Emory University Hospital Midtown

Construction of a Cancer Tower on EUHM Campus

Filed: 6/3/2019 **Deemed Complete:** 6/17/2019

60th Day Deadline: 8/15/2019

Decision Deadline: 10/14/2019
APPROVED: 10/11/2019
Site: 550 Peachtree Street, NE, Atlanta, ga 30308 (Fulton County)
Contact: Daniel Owens, CEO 404-686-2010
Estimated Cost: \$468,958,000

Recently Denied Applications

2019-020 BridgeWay Home Health

OPPOSITION FILED

Home Health Agency Expansion- [Batching](#)
Filed: 5/28/2019 Deemed Complete: 5/28/2019
60th Day Deadline: 7/26/2019
Decision Deadline: 9/24/2019
DENIED: 9/24/2019
Site: 2800 Highway 138 Ste D, Conyers, GA 30094 (Rockdale County)
Contact: Kent Lederman, Consultant 770-506-8136
Estimated Cost: \$150,000

2019-021 Quality One Home Health Agency LLC

OPPOSITION FILED

Home Health Agency New - [Batching](#)
Filed: 5/28/2019 Deemed Complete: 5/28/2019
60th Day Deadline: 7/26/2019
Decision Deadline: 9/24/2019
DENIED: 9/24/2019
Site: 3500 N. Decatur Rd Ste 106, Scottdale, GA 30079 (DeKalb County)
Contact: Deeqa Abdi, President 678-799-4424
Estimated Cost: \$35,000

Appealed Determinations

DET2016-208 Emory University d/b/a Emory University Hospital (“EUH”) and ES Rehabilitation, LLC d/b/a Emory Rehabilitation Hospital (“ES Rehab”) (collectively, “Requestors”) Request for Letter of Determination regarding the reviewability of a proposed relocation, decoupling and transfer of EUH’s sixteen (16) comprehensive inpatient physical rehabilitation (“CIPR”) beds denied on 2/24/2016. Requestors filed request for Administrative Appeal on 03/16/2017. Hearing Officer is Ellwood F. Oakley III, Esq. Hearing date: 6/15/2017. Hearing Officer grants Motion of Summary Adjudication to Requestors, 8/28/2017. Department requests Commissioner Review, 9/22/2017. Commissioner reverses decision of Hearing Officer and grants summary adjudication to Department, 11/16/17. Emory files petition for Judicial Review, 12/18/17. Court grants the Petition for Judicial Review and Reverses the Department’s Final Order, 7/26/2018. Department filed Application for Discretionary Appeal with Court of Appeals, 8/24/2018. Court of Appeals reversed the order of the superior court granting Emory’s petition for judicial review, 6/28/2019.

DET2019-097 St. Francis Health, LLC Request for Letter of Determination received on 5/14/2019, regarding the proposed relocation of sixteen (16) Adult Psychiatric Beds from the Bradley Center to its Main Campus, denied on 8/9/2019. Requestors filed request for Administrative Appeal on 09/4/2019.

DET2019-084 and DET2019-121 Battlefield Imaging, LLC, Requests for Letters of Determination received on 5/6/2019 and 5/21/2019, respectively, regarding a proposed relocation of diagnostic equipment, both approved 8/12/2019 and 8/23/2019, respectively. CHI Memorial-Georgia, Inc. (“Memorial”) filed request for Administrative Appeal on 09/6/2019. Memorial withdrew request for Administrative Appeal on 10/18/2019.

DET2019-050 Kennestone Hospital, Inc. d/b/a WellStar Windy Hill (“WellStar Windy Hill”) Request for Letter of Determination received on 3/15/2019, regarding a determination that existing beds would revert back to short-stay beds upon relinquishment of its Medicare certification as a long-term care hospital, denied on 8/21/2019. WellStar Windy Hill filed request for Administrative Appeal on 09/19/2019. Emory University d/b/a Emory University Hospital Smyrna and Saint Joseph’s Hospital of Atlanta, Inc. d/b/a Emory Saint Joseph’s Hospital (collectively “Emory”) filed notice of intent to participate in and intervene in WellStar Windy Hill’s administrative hearing, 9/19/2019.

Appealed LNRs

LNR-EQT2018032 Allegiance Imaging and Radiology, LLC

Requested Letter of Non-Reviewability (“LNR”) with regard to the reviewability of certain diagnostic imaging equipment in Lawrenceville, Gwinnett County. The Request was approved on 10/11/2018. American Health Imaging, Inc., filed a request for Administrative Appeal Hearing to contest the Department’s ruling, 11/13/2018. Hearing Officer: L. Lynn Hogue, Ph.D., J.D.

Commissioner Review: Allegiance Imaging and Radiology filed Request for Commissioner Review of Denial of Allegiance’s Motion to Dismiss, 5/16/2019.

Superior Court: Allegiance Imaging and Radiology filed Petition for Interlocutory Judicial Review and Stay of Administrative Proceedings, 5/16/2019. Allegiance Imaging and Radiology, LLC dismisses its Petition for Judicial Review and Stay of Administrative Proceedings, 6/12/2019. AHI’s request to dismiss appeal was granted and appeal dismissed, 7/1/2019.

LNR-ASC2017022 Georgia Arrhythmia Consultants and Research Institute, LLC

Requested Letter of Non-Reviewability (“LNR”) with regard to the establishment of an ambulatory surgery center (“ASC”) in Macon, Bibb County. Request was denied 3/6/2018. Georgia Arrhythmia Consultants and Research Institute, LLC (“GACRI”) filed a request for Administrative Appeal on 3/29/18. Hearing Officer: William C. Joy, Esq. Hearing Date: 10/29/2018 and 10/30/2018.

Appealed CON Projects

2014-019 University Hospital (Columbia)

2014-029 GRHealth Columbia County (Columbia)

2014-030 Doctors Hospital of Augusta (Columbia)

2014-019 Establish a New 100-Bed Short-Stay Acute Care Hospital

2014-029 Establish New 100-Bed Community Teaching Hospital

2014-030 Construction of New Short-Stay General Acute Care Hospital

Agency Decision: 2014-019 Denied, 11/26/14; 2014-029 Approved, 11/26/14; 2014-030 Denied, 11/26/14

Appealed: University McDuffie appeals 2014-029 approval, 12/22/2014; University Augusta appeals its own denial and appeals 2014-029 approval, 12/22/14. Doctors Hospital appeals approval of 2014-029, 12/23/2014.

Hearing Officer: Ellwood F. Oakley, III, Esq.

Hearing Date: 6/18/2015 – 6/30/2015, 9AM

Hearing Decision: Hearing Officer affirmed DCH decision, 9/24/2015. Doctors Hospital requests Commissioner’s review, 10/23/2015.

Commissioner Review Decision: Affirmed Hearing Officer’s decision, 11/23/15. Doctors Hospital of Augusta filed Petition for Judicial Review, 12/23/2015.

Superior Court Decision: Superior Court granted Department’s Motion to Dismiss Petition for Judicial Review, 4/13/2016.

Court of Appeals: Application for Discretionary Review filed on 5/13/2016. Application for Discretionary Review granted on 6/8/2016. Court of Appeals reverses ruling of Superior Court, 2/14/2018. Court of Appeals affirms the Superior Court’s decision upholding the Department’s decision, 4/30/2019. Doctors Hospital files Notice of Intention to Petition for Writ of Certiorari, requesting the Supreme Court review the April 30, 2019 court of Appeals decision, 5/10/2019.

2016-019 Emory University Hospital Smyrna (Cobb)

Renovation & Upgrade to Current Hospital Facilities

Agency Decision: Approved, 8/4/2016

Appealed By: Cobb Hospital, Inc. d/b/a WellStar Cobb Hospital (“WellStar Cobb”), 9/2/2016 and Kennestone Hospital, Inc. d/b/a WellStar Kennestone Hospital (“WellStar Kennestone”).

Hearing Officer: Ellwood F. Oakley, III, Esq.

Hearing Date: 3/27/2017

Hearing Decision: Hearing Officer affirmed the Department’s decision to award a CON to EUH-Smyrna, 7/5/17. WellStar Cobb and WellStar Kennestone filed for Commissioner Review, 8/2/2017.

Commissioner Review Decision: Affirmed Hearing Officer’s decision to award CON to EUH-Smyrna, 8/30/17. WellStar Cobb and WellStar Kennestone filed Petition for Judicial Review; 9/29/17.

Superior Court Decision: Superior Court denies WellStar’s Petition for Judicial Review, 2/13/2018.

Court of Appeals: WellStar Cobb and WellStar Kennestone filed an Application for Discretionary Appeal,

3/16/2018. Affirms the Superior Court's judgment denying WellStar's petition for judicial review, 3/13/2019
WellStar Cobb and WellStar Kennestone (collectively "WellStar") filed Notice of Intention to Petition for Writ of Certiorari, 3/25/2019. WellStar Cobb Hospital and WellStar Kennestone Hospital's Petition for Writ of Certiorari filed in the Georgia Supreme Court, 4/2/2019.

2017-063 Redmond Regional Medical Center (Floyd)

Develop Basic Level 1 Perinatal Service - Batching

Agency Decision: Approved, 3/26/2018

Appealed By: Floyd Healthcare Management, Inc d/b/a Floyd Medical Center ("FMC"), 4/24/2018

Hearing Officer: Ellwood F. Oakley, III, Esq.

Hearing Date: 12/3/2018

Hearing Decision: Hearing Officer affirmed Department's decision to award a CON to Redmond Regional Medical Center, 2/26/19. FMC filed for Commissioner Review, 3/28/2019.

Commissioner Review Decision: Commissioner affirmed Hearing Officer's 2/26/2019 decision to award a CON to Redmond, 4/26/2019. FMC filed petition for judicial review, 5/28/2019.

Superior Court Decision: Affirms the final decision to award a CON to Redmond, 9/26/2019.

2018-008 Floyd Healthcare Management Inc dba Floyd Medical Center (Floyd)

2018-009 Tanner Medical Center Carrollton (Carroll)

2018-010 Hamilton Medical Center (Whitfield)

Development of Adult Open Heart Surgery Service - Batching

Agency Decision: 2018-008 Denied, 6/25/2018; 2018-009 Denied, 6/25/2018; 2018-010 Denied, 6/25/2018

Appealed By: 2018-008 Applicant Floyd Healthcare Management, Inc. d/b/a Floyd Medical Center, 7/24/2018. Redmond Park Hospital, LLC d/b/a Redmond Regional Medical Center files request to intervene in Floyd's administrative appeal, 7/26/2018. 2018-009 Applicant Tanner Medical Center, Inc. d/b/a Tanner Medical Center-Carrollton,"TMC"), 7/23/2018. WellStar Kennestone Hospital ("Kennestone") files request to Intervene, 7/20/2018. 2018-010; Applicant Hamilton Medical Center, 7/24/2018.

Hearing Officer: 2018-008, 2018-009 and 2018-010 – William C. Joy, Esq. Hearing Officer denied Redmond's request to intervene, 9/27/2018. Commissioner denies Redmond's appeal of Hearing Officer's denial to intervene due to limited review authority, 10/10/2018.

Hearing Date: 12/10,11,14/2018; 1/7-11/2019; 2/4-8/2019, 2/11-15/2019; 2/26/2019

Hearing Decision: Hearing Officer affirms Department's decision denying CON Applications for 2018-008 (Floyd Medical Center), 2018-009 (Tanner Medical Center), 2018-010 (Hamilton Medical Center), 8/16/2019. Floyd requests Commissioner review 9/13/2019. Hamilton requests Commissioner review 9/16/2019. Tanner requests Commissioner review 9/16/2019. Redmond files renewed appeal to Commissioner on the denial of its request to Intervene, 9/16/2019

Commissioner Review Decision: On 10/15/19, Commissioner affirmed Hearing Officer's 8/16/19 decision to deny a CON to Floyd; reversed Hearing Officer's 8/16/19 decision to deny a CON to Tanner; reversed Hearing Officer's 8/16/19 decision to deny a CON to Hamilton; denied Redmond Regional Medical Center's Renewed Appeal to Commissioner Berry on the Denial of Its Request to Intervene.

2018-038 Pro Radiology LLC (Fulton)

Acquisition of Equipment Above Threshold

Agency Decision: Denied, 11/14/2018

Appealed By: Applicant, 12/7/2018

Hearing Officer: Melvin M. Goldstein, Esq

Hearing Date: 5/1-2/2019, 9AM/5th Floor

Hearing Decision: Department decision to deny Pro Radiology's CON is reversed and it is ordered that DCH issue the CON, 8/20/2019. The Department requests Commissioner Review, 9/19/2019

Commissioner Review Decision: On 10/18/19, Commissioner issued Final Order affirming Hearing Officer's 8/20/19 decision.

2018-058 Northside Hospital Atlanta (Fulton)

Establish Hospital-Based Outpatient Surgery Service

Agency Decision: Approved, 1/11/2019

Appealed By: WellStar Atlanta Medical Center, Inc. d/b/a WellStar Atlanta Medical Center ("WAMC"),

2/8/2019 and Piedmont Hospital Inc. ("Piedmont"), 2/8/2019.

Hearing Officer: William Joy, Esq.

Hearing Date: 8/12-16/2019, 9 AM/5th Floor

Hearing Decision: Pending

2018-072 Braselton ASC, LLC (Hall)

2018-073 Braselton Surgical Specialist Center, LLC ("BSSC") (Hall)

2018-072 Establish Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms

2018073 Establish Multi-Specialty Freestanding ASC with Three ORs and One Procedure Room

Agency Decision: GA2018072 - Approved, 3/25/2019 GA2018073 - Denied, 3/25/2019.

Appealed by: Braselton Surgical Specialist Center, LLC ("BSSC"), 4/24/2019;

Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center, 4/24/2019;

Northside Hospital, Inc. d/b/a Northside Hospital Cherokee ("NHC"), 4/24/2019; Northside Hospital, Inc. d/b/a

Northside Alpharetta Surgery Center ("NASC"), 4/24/2019.

Request to Intervene in 2018-072: Braselton ASC, LLC ("Braselton ASC"), 4/24/2019.

2018-073 denial: Braselton Surgical Specialist Center, LLC ("BSSC") appeals the denial of their application, 2018073, 4/24/2019;

Requests to Intervene in 2018-073: Northeast Georgia Medical Center, Inc.

d/b/a Northeast Georgia Medical Center -Main Campus ("NGMC-Main Campus"),

4/24/2019; Braselton ASC, LLC ("Braselton ASC"), 4/24/2019; Northeast Georgia

Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus

("NGMC-South Hall Campus"), 4/24/2019; NGMC Barrow, LLC d/b/a Northeast

Georgia Medical Center-Barrow ("NGMC-Barrow"), 4/24/2019; Piedmont Athens

Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center, 4/24/2019

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 12/9/2019, 9:30AM/5th Floor

2018-074 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center (Chatham)

Add (expand) 8 Neonatal Intermediate Care Beds to its Existing Services

Agency Decision: Denied, 3/25/2019

Appealed By: Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial"), 4/23/2019

Candler Hospital, Inc. ("Candler") files request to intervene in Appeal Hearing, 4/24/2019 and withdraws its request to intervene on 8/30/2019.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 9/23/2019, 5th Floor, 9:30AM

Hearing Decision: Pending

2018-075 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center (Chatham)

Add (Expand) 9 Neonatal Intensive Care Beds to Existing Services

Agency Decision: denied, 3/25/2019

Appealed By: Savannah Health Services, LLC d/b/a Memorial Health University Medical Center

("Memorial"), 4/23/2019. Memorial withdraws its request for appeal, 10/3/2019. Order of Dismissal entered 10/7/2019.

2018-077 Kennestone Hospital, Inc (Cobb)

Create a Hybrid Operating Room

Agency Decision: Approved, 4/18//2019

Appealed By: Tanner Medical Center, Inc. d/b/a Tanner Medical Center Carrollton ("TMC"), 5/16/2019

Hearing Officer: William Joy, Esq.

Hearing Date: 2/24/2020 – 02/26/2020 9AM, 5th Floor

2019-012 Northside Hospital Cancer Institute Radiation Oncology - Lawrenceville (Gwinnett)

Megavoltage Radiation Therapy-Batching

Agency Decision: Denied, 6/18/2019

Appealed By: Northside Hospital, Inc., 7/17/2019, Northeast Georgia Medical Center-South Hall files request to intervene in Appeal Hearing, 7/18/2019; Northeast Georgia Medical Center-Main Campus files request to intervene in Appeal Hearing, 7/18/2019; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center-Lawrenceville files request to intervene in Appeal Hearing, 7/17/2019; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center—Snellville files request to intervene in Appeal Hearing, 7/17/2019; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville files request to intervene in Appeal Hearing, 7/17/2019.

Hearing Officer: Melvin M. Goldstein, Esq

Hearing Date: Pending

Requests for LNR for Diagnostic or Therapeutic Equipment

LNR-EQT2019032 MRI Imaging Specialist, Corp.

Lease Fixed MRI

Request received: 6/28/2019

Contact Person: Michael Alatorre, CFO 678-969-0904

Determination: Pending

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2019008 The Hospital Authority of Houston County

Robotic Surgical System

Request received: 7/24/2019

Contact Person: Stephen J Machen, FACHE Administrator 478-322-4831

Determination: Non-reviewable as proposed **Determination Date:** 9/23/2019

DET-EQT2019010 Meadows Regional Medical Center, Inc

Purchase Fixed MRI

Request received: 7/31/2019

Contact Person: Alan Kent President/ CEO 912-535-5827

Determination: Withdr/Appl Prior to Dec

Date of Withdrawal: 9/25/2019

DET-EQT2019011 Candler Hospital , Inc.

Fixed Purchase da Vinci Xi Surgical System

Request received: 8/12/2019

Contact Person: Brad Trower VP, Business Development 912-819-6557

Determination: Non-reviewable as proposed **Determination Date:** 10/10/2019

DET-EQT2019012 Synergy Radiology, LLC

Purchased Fixed CT Scanner

Request received: 8/21/2019

Contact Person: Brad Peters, MD Member 404-513-3842

Determination: Non-reviewable as proposed **Determination Date:** 10/20/2019

DET-EQT2019013 Emory University d/b/a Emory University Hospital

Purchased Fixed MRI

Request received: 8/22/2019

Contact Person: Bryce Gartland, M.D. CEO 404-686-8500

Determination: Pending

DET-EQT2019014 Fayette Community Hospital, Inc d/b/a Piedmont Fayette Hospital

Purchased Fixed CT Scanner

Request received: 8/27/2019

Contact Person: Nathan Nipper VP/COO 770-804-1013

Determination: Pending

DET-EQT2019015 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health

Purchased Fixed Hyperbaric Chamber

Request received: 8/28/2019

Contact Person: Mark Roberts COO 912-287-2500

Determination: Pending

DET-EQT2019016 John D Archbold Memorial Hospital

Purchased Fixed De Vinci Xi System

Request received: 8/29/2019

Contact Person: James A. Carter Sr., VP/COO 229-551-2676

Determination: Pending

DET-EQT2019017 Meadows Regional Medical Center, Inc.

Purchased Fixed MRI

Request received: 9/25/2019

Contact Person: J. Alan Kent CEO 912-535-5827

Determination: Pending

DET-EQT2019018 Crisp Regional Hospital, Inc

Purchased Fixed Hyperbaric Chambers

Request received: 9/27/2019

Contact Person: Steven L Gautney CEO 229-276-3300

Determination: Pending

DET-EQT2019019 Tift Regional Health System, Inc d/b/a Southwell Medical

Gift Fixed Robotic Surgical System

Request received: 9/30/2019

Contact Person: Christopher K. Dorman CEO 229-353-6121

Determination: Pending

DET-EQT2019020 WellStar North Fulton Hospital, Inc. d/b/a WellStar North Fulton Hospital

Purchase Fixed Biplane Imaging System

Request received: 10/1/2019

Contact Person: April Austin Manger, Strategic Planning 470-644-0057

Determination: Pending

DET-EQT2019021 Georgia Pain and Spine Care

Purchased Fixed MRI

Request received: 10/4/2019

Contact Person: Jay Rice COO 770-252-7557

Determination: Pending

DET-EQT2019022 Southeast Georgia Health System

Capital Lease Fixed daVinci Xi Surgical System

Request received: 9/30/2019

Contact Person: Lana Gladhill Director of Surgical Services 912-466-5799

Determination: Pending

DET-EQT2019023 St. Francis Health, LLC

Purchased Fixed Surgical Robot

Request received: 10/8/2019

Contact Person: Alan George COO 706-596-4000

Determination: Pending

DET-EQT2019024 Northeast Georgia Medical Center, Inc

Purchased Fixed Robotic Surgical Equipment

Request received: 10/16/2019

Contact Person: Linda Berger Director Planning 770-219-6631

Determination: Pending

DET-EQT2019025 Barbour Orthopaedics & Sports Medicine, PC

Capital Lease Fixed MRI

Request received: 10/17/2019

Contact Person: Kelly Millerd CEO 404-480-9330

Determination: Pending

DET-EQT2019026 Reagan Medical Center LLC dba Georgia Diagnostic Center

Purchase Fixed Magnetic Resonance Imaging
Request received: 10/18/2019
Contact Person: Sabrina Boyd Practice Administrator 678-663-6360
Determination: Pending

Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities

LNR-ASC2018022 Georgia Arrhythmia Consultants & Research Institute, LLC

Single Specialty Cardiology Electrophysiology ASC
Site: 1710 Watson Blvd
Number of OR's: 1 **Specialty:** Cardio Electrophysiology ASC
Project costs as submitted: \$2,299,903.00
Request received: 11/13/2018
Contact Person: Joseph R. Ross 912-232-7182
Determination: Pending

LNR-ASC2019009 Northside Hospital, Inc and Phys Owners of Gwinnett Surgery Center, LLC

Joint Venture ASC
Site: 631 Professional Drive, Suite 390, Lawrenceville, 30046
Number of OR's: 2 **Specialty:** General Surgery
Project costs as submitted: \$0.00
Request received: 7/8/2019
Contact Person: Robert Rozier, Esq. 404-459-0050
Determination: Denied **Determination Date:** 10/7/2019

DET-ASC2019011 Women's Center for Advanced Surgery, Inc

Physician-Owned Single-Specialty ASC
Site: Lochridge Boulevard, Covington, Georgia
Number of OR's: 2 **Specialty:** Gynecology
Project costs as submitted: \$2,609,702.28
Request received: 7/15/2019
Contact Person: Joseph R. Ross Partner 912-232-7182
Determination: Approved **Determination Date:** 10/15/2019

LNR-ASC2019012 Signature Surgery Center, LLC

Physician-owned, Single Specialty, Office-Based ASC
Site: 5673 Peachtree Dunwoody Road, Suite 880, Atlanta, Georgia 30342
Number of OR's: 1 **Specialty:** Plastic and Reconstructive Surgery
Project costs as submitted: \$520,695.00
Request received: 8/5/2019
Contact Person: Gergory Mackay 404-255-2975
Determination: Approved **Determination Date:** 10/3/2019

LNR-ASC2019013 Medici Medical Arts, LLC

Proposed Physician-Owned Office-Based Single Specialty ASC
Site: 2220 Wisteria Drive, Stes 100&101, Snellville, GA
Number of OR's: 2 **Specialty:** Pain Medicine
Project costs as submitted: \$462,035.00
Request received: 8/28/2019
Contact Person: Sonny S. Dosanjh, MD Medical Director/Managing Member
Determination: Pending

LNR-ASC2019014 Georgia Interventional Pain - G, LLC

Physician-Owned, Single Specialty ASC
Site: 1504 North Thornton Rd, Suite 104 Dalton, GA 30720
Number of OR's: 1 **Specialty:** Medical Practice
Project costs as submitted: \$522,813.00
Request received: 9/23/2019

Contact Person: Joseph R. Ross, Partner 912-232-7182
Determination: Pending

LNR-ASC2019015 Piedmont Fayette Hospital /Ortho Atlanta Surg Ctr Of Fayetteville, LLC ("OASCF")

Joint Venture Single-Specialty ASC
Site: 1265 Highway 54 West, Suite 103, Fayetteville 30214
Number of OR's: 3 **Specialty:** Opthopedic Procedures
Project costs as submitted: \$0.00
Request received: 9/26/2019
Contact Person: Robert C. Threlkeld, Esq. 404-504-7757
Determination: Pending

LNR-ASC2019016 Forsyth Eye Surgery Center

Physician-Owned, Single Specialty ASC
Site: 1034 Haw Creek Circle, Suite 200 Cumming GA 30041
Number of OR's: 3 **Specialty:** Ophthalmology Procedures
Project costs as submitted: \$2,426,502.00
Request received: 9/30/2019
Contact Person: Joseph R. Ross 912-232-7182
Determination: Pending

LNR-ASC2019017 Sleep and Sinus Center ASC, LLC

Proposed Physician-Owned, Single Specialty Ambulatory Surgery
Site:
Number of OR's: 2 **Specialty:** Otolaryngology
Project costs as submitted: \$1,073,868.37
Request received: 10/10/2019
Contact Person: Joseph R. Ross 912-232-7182
Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2019083 Battlefield Imaging, LLC

Relocation of CON-Authorized PET/CT
Request received: 5/6/2019
Contact Person: Marcia Parker, Director 423-893-7226
Determination: Pending

DET2019130 South Georgia Endoscopy Center, Inc.

Granting of Privileges and Ownership Interest
Request received: 6/21/2019
Contact Person: Craig Kubik, M.D., Owner/CFO 912-238-8664
Determination: Pending

DET2019142 AU Medical Center, Inc

Replacement of Existing CON Approved EP Lab
Request received: 7/26/2019
Contact Person: Jennifer Miller, AVP Strategic Planning Business
Determination: Non-reviewable as proposed **Determination Date:** 9/23/2019

DET2019143 The Emory Clinic, Inc

Relocation of CON-Authorized Multi-Specialty ASC
Request received: 7/31/2019
Contact Person: Mike Mason VP of Operations 404-778-5639
Determination: Non-reviewable as proposed **Determination Date:** 9/30/2019

DET2019144 Eastside Medical Center, LLC d/b/a Eastside Medical Center

UPS Pharmacy Upgrades
Request received: 7/31/2019
Contact Person: Persaud Rudolph Director Facilities Operation 770-736-2450
Determination: Non-reviewable as proposed **Determination Date:** 9/27/2019

DET2019145 The Emory Clinic, Inc & Midtown Urology, P.C.

Purchase of CON-approved Ambulatory Surgery Center

Request received: 8/1/2019

Contact Person: Mike Mason VP,TEC Operations 404-778-5639

Determination: Withdr/Appl Prior to Dec

Date of Withdrawal: 9/30/2019

DET2019146 The Medical Center of Central Gerogia, Inc

Replacement of Existing CON Approved EP Lab

Request received: 8/5/2019

Contact Person: Bryan Forlines, AVP GOVT Reimb. 478-633-6966

Determination: Non-reviewable as proposed **Determination Date:** 10/3/2019

DET2019147 East Georgia Regional Medical Center, LLC

Renovation of Pharmacy to Comply with US Pharmacopeia Guidelines

Request received: 8/5/2019

Contact Person: Stephen Pennington CEO 912-486-1500

Determination: Non-reviewable as proposed **Determination Date:** 10/3/2019

DET2019148 Douglas Hospital, Inc. d/b/a WellStar Douglas Hospital

Relocation of Outpatient Services (Infusion, Orthosport/Cardiac Rehab)

Request received: 8/6/2019

Contact Person: April Austin Manager 470-644-0057

Determination: Non-reviewable as proposed **Determination Date:** 10/4/2019

DET2019149 Battlefield Imaging, LLC

Replacement of CON-authorized PET/CT

Request received: 8/12/2019

Challenge Received: 9/10/2019

Contact Person: Marcia Parker Director of Finance 423-893-7226

Determination: Non-reviewable as proposed **Determination Date:** 10/10/2019

DET2019150 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health

Relocation of Behavioral Health Service

Request received: 8/14/2019

Contact Person: Mark Roberts Chief Operating Officer 912-287-2500

Determination: Pending

DET2019151 The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent

Renovate Existing Space to Relocate/Replace Existing ICU beds

Request received: 8/15/2019

Contact Person: H. Bryan Forlines AVP Govt Reimbursement 478-633-6966

Determination: Pending

DET2019152 Savannah Health Services, LLC d/b/a Memorial health University Medical Center

Replacement of BiPlane Angiography Equipment

Request received: 8/16/2019

Contact Person: Matthew S.Hasbrouck COO 912-350-8519

Determination: Non-reviewable as proposed **Determination Date:** 10/15/2019

DET2019153 Savannah Health Services, LLC d/b/a Memorial Health University Medical

Replacement of Cardiac Catheterization Lab

Request received: 8/16/2019

Contact Person: Matthew S. Hasbrouck Chief Operating Officer 912-350-7073

Determination: Non-reviewable as proposed **Determination Date:** 10/11/2019

DET2019154 UHS of Savannah, LLC d/b/a Coastal Harbor Health System

Renovation and Repair of Facility

Request received: 8/19/2019

Contact Person: Sally H.Perry CEO 912-354-3911

Determination: Non-reviewable as proposed **Determination Date:** 10/17/2019

DET2019155 Crisp Regional Hospital , Inc

Establish Adult Diagnostic Cardiac Catheterization Services

Request received: 8/19/2019
Contact Person: Steven L. Gautney President & CEO 229-276-3300
Determination: Non-reviewable as proposed **Determination Date:** 10/17/2019

DET2019156 Paulding Medical Center, Inc. d/b/a WellStar Paulding Hospital
Relocation of the Cardiovascular Medicine Department
Request received: 8/20/2019
Contact Person: April Austin Manager, Strategic Planning 470-644-0057
Determination: Non-reviewable as proposed **Determination Date:** 10/18/2019

DET2019157 Emory University d/b/a Emory University Hospital
Relocation of CON-Authorized CT Scanner
Request received: 8/21/2019
Contact Person: Michael W. Barber Director, Outpatient Imaging Services
Determination: Pending

DET2019158 Emory University d/b/a Emory University Hospital
Replacement of CON-Authorized MRI
Request received: 8/21/2019
Contact Person: Michael W. barber Director, Outpatient Imaging Services
Determination: Pending

DET2019159 Chatham Orthopaedic ASC, LLC d/b/a Chatham Orthopaedic Surgery Center
Renovation
Request received: 8/23/2019
Contact Person: Brandon O'Dell CEO 706-338-5626
Determination: Non-reviewable as proposed **Determination Date:** 10/21/2019

DET2019160 CHI Memorial Hospital- Georgia, Inc
Renovations Repair of Space and Relocation Installation of Equipment
Request received: 8/23/2019
Contact Person: Andrew McGill SVP, Strategy&Business 423-495-7859
Determination: Pending

DET2019161 John D. Archbold Memorial Hospital
Construction of Outpatient Rehabilitation Facility below Threshold
Request received: 9/3/2019
Contact Person: James A. Carter COO 229-551-2676
Determination: Pending

DET2019162 Hospital Authority of Colquitt County d/b/a Colquitt Regional Medical Center
Renovate IV Compounding Room
Request received: 9/3/2019
Contact Person: Greg Johnson VP of Operation 299-890-3547
Determination: Pending

DET2019163 Northeast Georgia Medical Center, Inc.
Replacement of CON-Authorized Interventional Radiology Equipment
Request received: 9/4/2019
Contact Person: Linda Berger Director of Planning 770-219-6631
Determination: Pending

DET2019164 H.G. Davis Enterprises, LLLP
Renovation of Existing Nursing Facility Below CON Threshold
Request received: 9/9/2019
Contact Person: Aneel Gill Executive Director of Planning and Development
Determination: Pending

DET2019165 Savannah Health Services, LLC
Bed Capacity Increase
Request received: 9/9/2019 **Challenge Received:** 10/8/2019
Contact Person: Matthew S. Hasbrouck Chief Operating Officer 912-350-8519
Determination: Pending

DET2019166 Houston Hospitals, Inc. d/b/a Perry Hospital

Relocation of Wound Care Clinic

Request received: 9/10/2019

Contact Person: David Campbell Administrator 478-218-1625

Determination: Pending

DET2019167 Northside Hospital Inc. d/b/a Northside/ Lawrenceville Imaging

Replace CON-approved Diagnostic Imaging Equipment

Request received: 9/16/2019

Contact Person: Brian J. Toporek Senior Planner (404)851-6821

Determination: Pending

DET2019168 Grady Memorial Hospital Corporation d/b/a Grady Health System

Renovations for a Endoscopy Room

Request received: 9/17/2019

Contact Person: Shannon Sale Chief Strategy Officer (404) 616-7029

Determination: Pending

DET2019169 Tift Regional Health System, Inc. d/b/a Tift Regional Medical Center

Replacement of CON-approved da Vinci Robotic Surgical System

Request received: 9/17/2019

Contact Person: Christopher K. Dorman President and CEO 229-353-6121

Determination: Pending

DET2019170 Tanner Medical Center, Inc d/b/a Tanner Medical Center- Carrollton

Below Threshold Capital Expenditure

Request received: 9/20/2019

Contact Person: Paul Perrotti, Chief Strategy Officer 770-812-9580

Determination: Pending

DET2019171 Tanner Medical Center, Inc d/b/a Tanner Medical Center- Villa Rica

Below Threshold Capital Expenditure

Request received: 9/20/2019

Contact Person: Paul Perrotti, Chief Strategy Officer 770-812-9580

Determination: Pending

DET2019172 Coffee Regional Medical Center

USP 800 Pharmacy Upgrades

Request received: 9/24/2019

Contact Person: Bennett Floyd, VP, Operations 912-384-1900 x 5676

Determination: Pending

DET2019173 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta

USP 800 Pharmacy Upgrades

Request received: 9/25/2019

Contact Person: Brad Thompson Director of Facilities 706-533-1061

Determination: Pending

DET2019174 Redmond Regional Medical Center

UPS 800 Pharmacy Upgrades

Request received: 9/30/2019

Contact Person: Brandon Lindley Director Facilities Operations 706-766-4068

Determination: Pending

DET2019175 Prime Healthcare Foundation- Southern Regional, LLC

Replacement of CON-Authorized CT Unit

Request received: 9/30/2019

Contact Person: Todd Griffin Director of Plant Operations 770-991-8045

Determination: Pending

DET2019176 Prime Healthcare Foundation- Southern Regional, LLC

Replacement of Cath Lab/Tab

Request received: 9/30/2019
Contact Person: Todd Griffin Director of Plant Operations 770-991-8045
Determination: Pending

DET2019177 Tanner Medical Center, Inc d/b/a Higgins General Hospital
Replacement of CON-Authorized MRI Unit
Request received: 10/3/2019
Contact Person: Paul Perrotti SVP Chief Operating Officer 770-812-9580
Determination: Pending

DET2019178 Coliseum Medical Center
Pharmacy USP 800 Upgrade
Request received: 10/8/2019
Contact Person: John Ware, Dir, Plant Oper. 478-464-1470
Determination: Pending

DET2019179 Lenus In Home Care
Become Medicare Providers for Private In-Home Care
Request received: 10/8/2019
Contact Person: Phyllis Hammond, Administrator 706-955-8279
Determination: Pending

DET2019180 The Emory Clinic, Inc.
Construction of MOB
Request received: 10/8/2019
Contact Person: Mike Mason, VP, Operations 404-778-5639
Determination: Pending

DET2019181 American Health Imaging of Newnan, LLC
Relocation of DTRC
Request received: 10/8/2019
Contact Person: Stephen Janis, Chief Dev Offcr 404-296-5887
Determination: Pending

DET2019182 Northeast Georgia Medical Center, Inc
Contract 24-bed Observation Beds at South Hall Hospital
Request received: 10/10/2019
Contact Person: Linda Berger Director of Planning 770-219-6631
Determination: Pending

DET2019183 Gwinnett Medical Investors, LLC
Replacement of Porte Cochere
Request received: 10/11/2019
Contact Person: Cindy S. Cross Vice President 423-473-5867
Determination: Pending

DET2019184 Clinche County Hospital Authority
Pharmacy Relocation
Request received: 10/15/2019
Contact Person: Angela Ammons CEO 912-487-4348
Determination: Pending

DET2019185 John D. Archbold Memorial Hospital
Replacement of Interventional Radiology/Cath Lab Equipment
Request received: 10/15/2019
Contact Person: Ken Booker VP for Clinical Services 229-228-2912
Determination: Pending

DET2019186 John D. Archbold Memorial Hospital
Replacement of CON-Approved Linac
Request received: 10/15/2019
Contact Person: Ken Brooker VP for Clinical Services 22-228-2912
Determination: Pending

DET2019187 Northside Hospital Inc. d/b/a Northside Hospital Forsyth

Capital Expenditure Below Threshold

Request received: 10/16/2019

Contact Person: Brian J. Toporek Senior Planner 404-851-6821

Determination: Pending

DET2019188 Paulding Medical Center, Inc d/b/a WellStar Paulding Hospital

Creation of a Clinical Decision Unit (CDU)

Request received: 10/16/2019

Contact Person: April Austin Manager, Strategic Planning 470-644-0057

Determination: Pending

DET2019189 Douglas Hospital, Inc. d/b/a WellStar Douglas Hospital

Expansion of Emergency Department

Request received: 10/16/2019

Contact Person: April Austin Manager, Strategic Planning 470-644-0057

Determination: Pending

Requests for Extended Implementation/Effective Period

2018037 Egleston Children’s Hospital at Emory University, Inc

Addition of 116 Short-Stay General Hospital Beds, 7 ORs, 24 Eds, 1 Fluoroscopy Room, 2 MRIs

Request to Extend Implementation Date

Site: 1600 Tullie Circle, Atlanta (DeKalb)

Project Approved: 11/9/2018

Request Received: 9/23/2019

Contact: David Tatum, Chief Public Policy Officer

Approved Cost: \$1,541,138,818

Determination: Approved, 10/3/2019

Extended Implementation Date: 11/9/2020

Need Projection Analyses Posted 9/27/2019

Current Status of Official Office of Health Planning Need Projection Analyses and Other Data Resources

[Need Projections and Maps for CON Regulated Services](#)

2024 Non Special MRT Need Projection – Posted 6/24/2019

2024 PET Need Projection – Posted 6/24/2019

2024 Ambulatory Surgical Services Need Projection by HPA– Posted 9/27/2019

2024 Rehab Need Projection– Posted 9/27/2019

2024 Neonatal Intermediate Care Bed Need Projection – Posted 9/27/2019

2024 Neonatal Intensive Care Bed Need Projection – Posted 9/27/2019

2024 Obstetric Services Bed Need Projection – Posted 9/27/2019

2022 Nursing Home Bed Need Projection – Posted 9/27/2019

2022 Home Health Agency Need Projections - Posted 9/27/2019

Non-Batched Need Projections

2023 Long Term Care Hospital Beds - 4/24/2018

Note: Short Stay Hospital Bed Need Projections are facility-specific and completed by DCH on an ad hoc basis upon request.

Non-Filed or Incomplete Office of Health Planning Facility Surveys

Required Annual Surveys are available to individual facilities for completion and submission to the Department at www.georgiahealthdata.info.

A listing of complete and incomplete surveys separated by service and by year may be found at www.GaMap2Care.info.

Indigent and Charity Care Shortfalls

Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (10/22/2019))

Facility Name	County	Year	Shortfall Due	Service
ELO Outpatient Surgery Center	Bibb	2015	1,039.66	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	COBB	2014	14,433.70	Ambulatory Surgery Center
Georgia Pain Spine Center, LLC	COBB	2015	24,472.48	Ambulatory Surgery Center
Interventional Spine and Pain Management Ambulatory Surgical Center	Rockdale	2013	70,825.83	Ambulatory Surgery Center
Rome Endoscopy Ctr Inc, The	FLOYD	2014	92,083.32	Ambulatory Surgery Center
Rome Endoscopy Ctr Inc, The	FLOYD	2015	88,222.50	Ambulatory Surgery Center
Schulze Surgery Center, Inc.	Chatham	2013	4,838.07	Ambulatory Surgery Center
Schulze Surgery Center, Inc.	Chatham	2015	18,304.24	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	CLARKE	2014	4,439.76	Ambulatory Surgery Center
Island Health Care	Chatham	2014	20,912.29	Home Health Agency
Island Health Care	Chatham	2015	46,002.33	Home Health Agency
Staff Builders Home Health	Gwinnett	2015	39,203.62	Home Health Agency
Suncrest Home Health	Fulton	2014	18,318.91	Home Health Agency
Suncrest Home Health	Fulton	2015	17,068.27	Home Health Agency

Notes: The provisions of the Provider Payment Act of 2010 exempt eligible hospitals from being required to pay shortfalls associated with CON indigent and charity care commitments while the Act is in force.

Critical Access Hospitals, Psychiatric Hospitals, and State-owned hospitals are exempt from the PPA so must still pay shortfalls associated with CON commitments.

CERTIFICATE OF NEED FILING REQUIREMENTS

Letters of Intent

O.C.G.A. 31-6-40(b) provides that:

Any person proposing to develop or offer a new institutional health service or health care facility shall, before commencing such activity, submit a letter of intent and an application to the department and obtain a certificate of need in the manner provided in this chapter unless such activity is excluded from the scope of this chapter.

O.C.G.A. 31-6-43(a) further provides that:

At least 30 days prior to submitting an application for a certificate of need for clinical health services, a person shall submit a letter of intent to the department. The department shall provide by rule a process for submitting letters of intent and a mechanism by which applications may be filed to compete with and be reviewed comparatively with proposals described in submitted letters of intent.

All parties interested in applying for a certificate of need for new institutional health services **MUST NOTIFY THE DEPARTMENT 30 DAYS PRIOR TO FILING AN APPLICATION** of their intent to do so. This notice must be in writing and must contain the following information:

- Name and address of legal applicant;
- Person to whom inquiries may be addressed;
- Name, address of facility, if different from legal applicant;
- Proposed Project Site Location;
- Brief summary description of proposal;
- Proposed service area; and,
- Cost of the project.

The Department will not accept any letters of intent submitted by either telephone, facsimile or e-mail pursuant to Rule 111-2-2-.06(5).

Note: No CON application will be accepted without a previously filed Letter of Intent. The CON application must be submitted no later than 30 days after the Letter of Intent has been received by the Department.

Instructions for Organization of Appendices

Appendices, in the original application document as well as the copies, must be separated by **lettered tabs** upon submission with the Office of Health Planning.

For Appendices with multiple documents, each document in that specific appendix must be separated by a **light colored** dividing sheet containing the name of the document which follows the dividing sheet.

These instructions are listed on Page iv of the CON application form. Compliance with these instructions is required pursuant to Rule 111-2-2-.06(2).

Determining Completeness

Please note the completeness requirements for all applications may be found at Rule 111-2-2-.06(5). Expired, deficient, or invalid information will not be accepted as documentation for the purposes of deeming an application complete.

Batching Review

The below reviewable CON services are grouped for review into quarterly Batching Cycles. These services and the Batching Cycles are as follows:

	Batched Service	Batching Notice	Letter of Intent	Application Deadline
FALL	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	September	October	November
WINTER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	December	January	February
SPRING	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	March	April	May
SUMMER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	June	July	August

Batching Notifications— *Posted 9/27/2019 on DCH Website* **Fall Batching Review Cycle Notifications**

The requirements for Letters of Intent associated with designated Batching Cycles will be issued at the time of publication of the Batching Notice.

Letters of Intent for services, facilities, or expenditures for which there is no specified batching cycle, or other applicable rule, may be filed at any time.

[Home Health](#)

[Ambulatory Surgery](#)

[Neonatal Intensive Care](#)

[Neonatal Intermediate Care](#)

[Skilled Nursing Facilities/Intermediate Care Facilities](#)

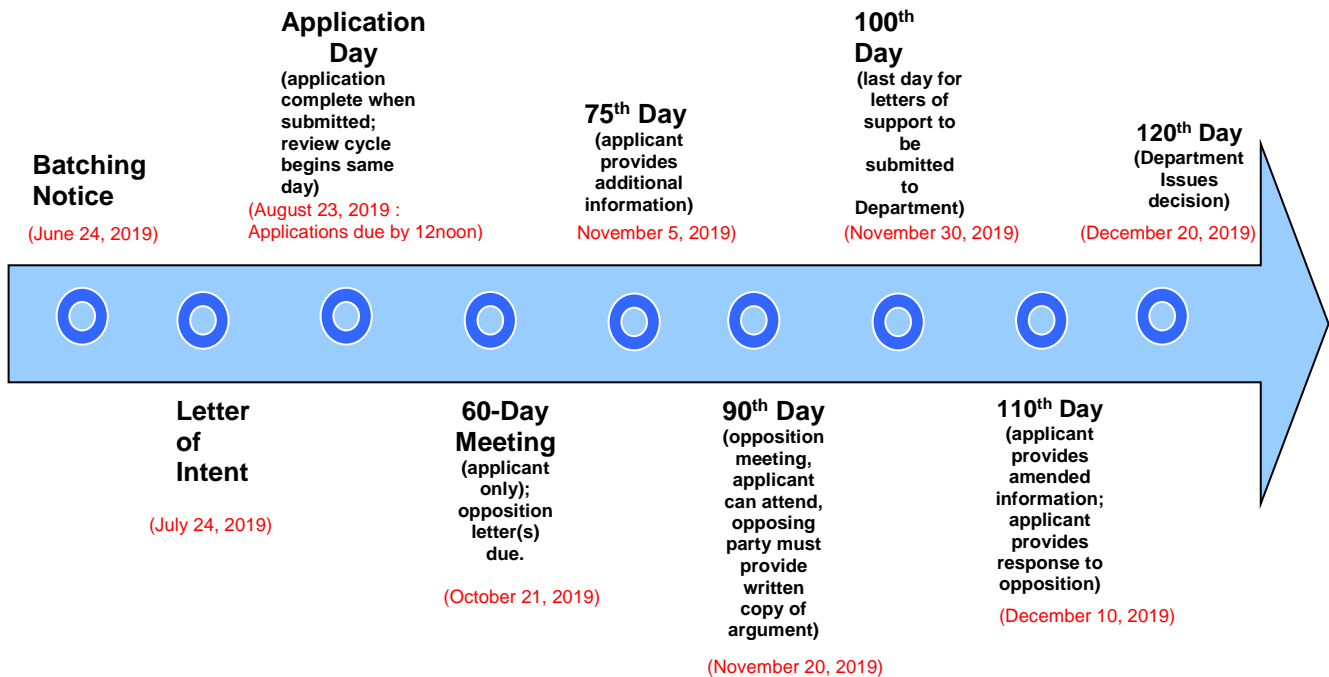
[Obstetrical Services](#)

[Inpatient Rehabilitation](#)

Need Projections can be found on the [“DHP Need Projections” Page](#)

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

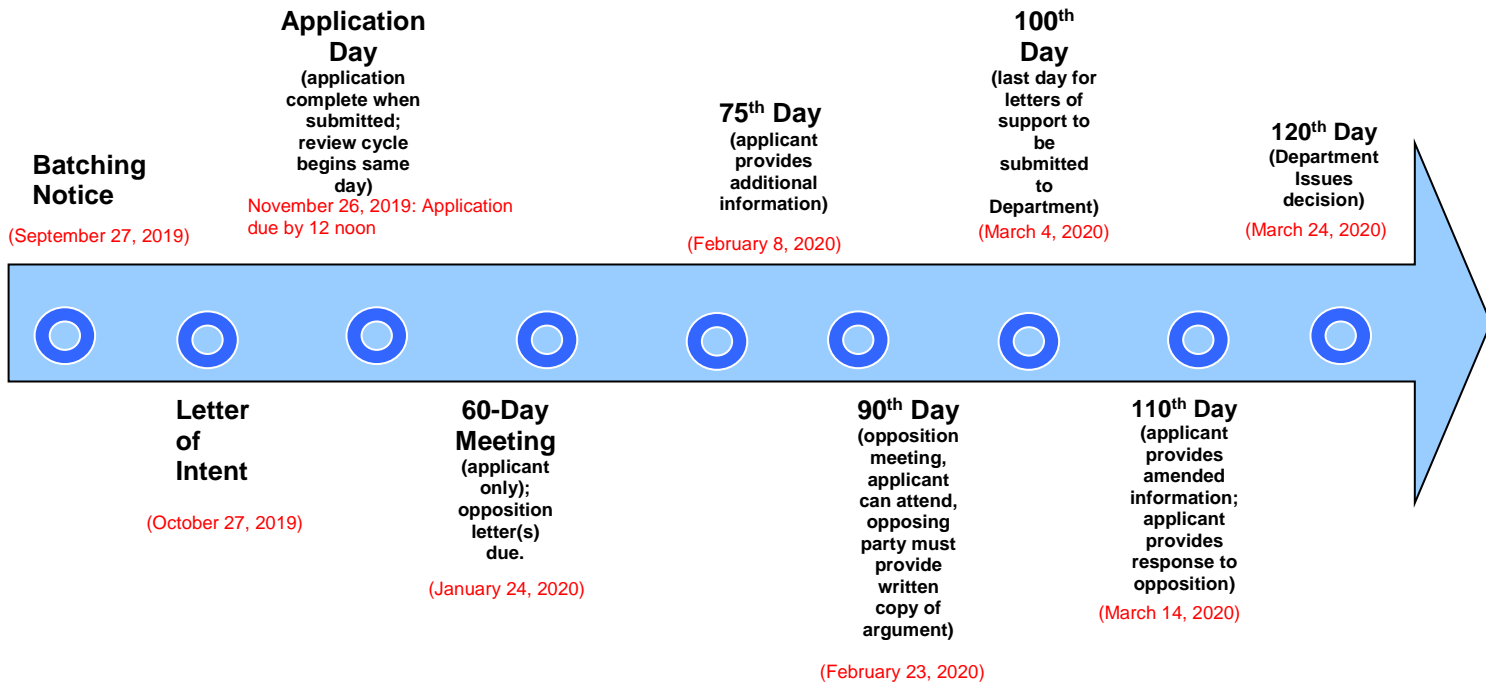
SUMMER CYCLE



- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (No discretion to extend)

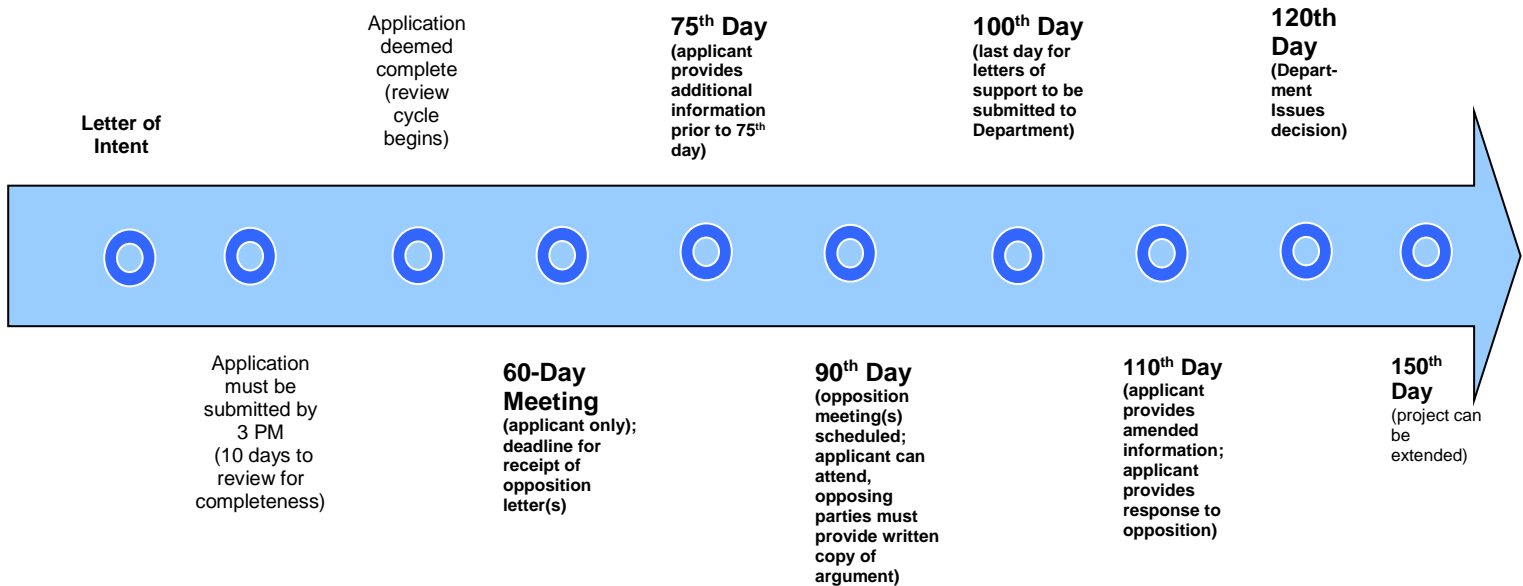
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

FALL CYCLE



- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (No discretion to extend)

NON-BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES



- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Application submitted (10 working days to review for completeness). Applications submitted after 3:00 PM will be considered received on the next business day.
- ▶ Application deemed complete; 120-day review cycle begins
- ▶ 60-day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75th day - applicant provides additional information prior to 75th day
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (Department has discretion to extend to 150th day)

Office of Health Planning Contact Information

Stacey Hillock, Esq., Executive Director, Office of Health Planning,
Georgia Department of Community Health, 2 Peachtree St., N.W., 5th Floor, Atlanta, GA 30303,
(sthillock@dch.ga.gov)

For questions concerning pending Certificate of Need applications please contact Bruce Henderson,
Senior Reviewer
(bhenderson@dch.ga.gov)

For questions concerning Health Planning surveys and indigent and charity care commitment shortfalls
Please contact Steve Cappel, Data Manager
(steve.cappel@dch.ga.gov)

Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. 31-6. Such requests will be accepted only on the Department's form with the required filing fee of \$250. Requests for confirmation of the exemption for equipment below the threshold shall continue to be submitted using the Request for Letter of Non-Reviewability Form until further notice and will also require a \$250 filing fee.

Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold are considered requests for a Letter of Non-Reviewability ("LNR") and require a \$500 filing fee

Requirements for Verification of Lawful Presence within the United States

The Department will no longer require information relating to this topic for Certificate of Need applications.

Periodic Reporting Requirements

From June 1, 2016 until September 15, 2016, the Department, through the Office of Health Planning, permitted facilities an opportunity to complete outstanding surveys in order to become compliant. Facilities not in compliance after the September deadline received a Notification of Deficiencies which included details regarding the outstanding surveys, where surveys could be completed, and contact information for the Department. To confirm whether your facility has an outstanding survey please visit www.georgiamap2care.info To complete a survey, please visit www.georgiahealthdata.info.

CON Thresholds become effective annually on July 1. The current and effective thresholds can be found on the CON Thresholds page.

<http://dch.georgia.gov/con-thresholds>

Special Note

The [Letters of Intent](#) section of the Tracking and Appeals Report provides the date on which the CON Application must be submitted for each potential project. If the CON application is not received on that date, the associated Letter of Intent is considered expired.

Please do not submit Letters of Opposition or Letters of Support prior to the Department's receipt of an actual Certificate of Need application.

Open Record Requests

Requests for documents or other information can be obtained using the Open Record Request form found at the following:

<http://dch.georgia.gov/health-planning-publications-and-data-resources>

The ORR Form found there can be emailed to HealthPlanningInfo@dch.ga.gov

Web Links

Please access copies of available Health Planning decisions and documents at the following web address:

<https://weblink.dch.georgia.gov/WebLink8/Browse.aspx?startid=63&dbid=1>

Please also visit www.GaMap2Care.info for healthcare facility and reporting information.

LNR Conversion

As of June 1, 2016, absent the proposed undertaking of a reviewable action necessitating prior CON review and approval, the Department will no longer engage in CON review of facilities in possession of an LNR.

DET Review

Pursuant to the Department's adoption of the Facility Guidelines Institute 2018 physical plant updates on April 15, 2018, effective August 1, 2018, the Office of Health Planning will no longer engage in the review or issuance of letters of determination regarding the applicability of the CON laws to those freestanding facilities seeking to perform procedures outside of either an operating room environment or a dedicated non-sterile endoscopy room as they categorically do not meet the definition of a reviewable ambulatory surgical or obstetrical facility.

CERTIFICATE OF NEED APPEAL PANEL

Sworn by Governor Sonny Perdue on August 20, 2008

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