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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

## ***CERTIFICATE OF NEED***

# Tracking And Appeals Report

*April 15, 2020 – April 21, 2020*

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

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(404) 656-0442 Fax  
[www.dch.georgia.gov](http://www.dch.georgia.gov)

<https://forms.dch.georgia.gov/HFRD/>

**IMPORTANT NOTICES**

## Letters of Intent

none

## Expired Letters of Intent

none

## Withdrawn CON Applications

none

## New CON Applications

none

## Pending Review/Incomplete Applications

none

## Pending Review/Complete Applications

### 2020-001 Northside Hospital Forsyth

Additional 43 Medical Surgical Short Stay Care Beds at Northside Hospital Forsyth

**Filed: 1/6/2020 Deemed Complete: 1/21/2020**

**60th Day Deadline: 3/20/2020**

**Decision Deadline: 5/19/2020**

**Site:** 1200 Northside Forsyth Drive, Cumming, GA 30041 (Forsyth County)

**Contact:** Brian Toporek Senior Planner 404-851-6821

**Estimated Cost:** \$43,285,682

### 2020-002 Doctors Hospital of Augusta, LLC

Construction of Freestanding Emergency Department

**OPPOSITION FILED**

**Filed: 1/21/2020 Deemed Complete: 2/3/2020**

**60th Day Deadline: 4/2/2020**

**Decision Deadline: 6/1/2020**

**Site:** 464 North Belair Road, Evans, GA 30809 (Columbia County)

**Contact:** Doug Welch CEO 706-651-2451

**Estimated Cost:** \$12,500,000

### 2020-003 Coliseum Medical Centers

Construction of Freestanding Emergency Department

**OPPOSITION FILED**

**Filed: 1/21/2020 Deemed Incomplete: 2/4/2020 Deemed Complete: 2/11/2020**

**60th Day Deadline: 4/10/2020**

**Decision Deadline: 6/9/2020**

**Site:** Intersection of Highway 96 and Butten Dr, Bonaire, GA 31005 (Houston County)

**Contact:** Kelly Lindsay COO 478-765-4100

**Estimated Cost:** \$11,928,250

### 2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Center

Construction of Freestanding Emergency Department

**OPPOSITION FILED**

**Filed: 1/21/2020 Deemed Incomplete: 2/4/2020 Deemed Complete: 2/13/2020**

**60th Day Deadline: 4/12/2020**

**Decision Deadline: 6/11/2020**

**Site:** Near Port Royal Rd and Rabbit Hill Rd, Richmond Hill, GA 31324 (Bryan County)

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

**Estimated Cost:** \$10,228,210

**2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Center**

Construction of Freestanding Emergency Department

**OPPOSITION FILED**

**Filed: 1/21/2020 Deemed Incomplete: 2/4/2020 Deemed Complete: 2/10/2020**

**60th Day Deadline: 4/9/2020**

**Decision Deadline: 6/8/2020**

**Site:** Pooler Pkwy and Blue Moon Xing Intersect, Pooler, GA 31322 (Chatham County)

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

**Estimated Cost:** \$12,177,000

**2020-006 Grady Ponce De Leon Center**

Renovation of Ponce De Leon Infectious Disease Center

**Filed: 1/21/2020 Deemed Complete: 2/3/2020**

**60th Day Deadline: 4/2/2020**

**Decision Deadline: 6/1/2020**

**Site:** 341 Ponce De Leon Avenue, NE, Atlanta, GA 30308 (Fulton County)

**Contact:** Shannon Sale Chief Strategy Officer 404-616-7029

**Estimated Cost:** \$38,000,000

**2020-007 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla**

Relocation and Renovation of Space for Inpatient Behavioral Health Service

**Filed: 2/5/2020 Deemed Complete: 2/19/2020**

**60th Day Deadline: 4/18/2020**

**Decision Deadline: 6/17/2020**

**Site:** 2500 Memorial Satilla Health, Waycross, GA 31501 (Ware County)

**Contact:** Mark Roberts COO 912-287-2501

**Estimated Cost:** \$5,993,976

**2020-008 Cowles Clinic**

Lease Mobile PET/CT Scanner from Alliance Imaging to Provide Mobile Srvcs - [Batching](#)

**Filed: 2/18/2020 Deemed Complete: 2/18/2020**

**60th Day Deadline: 4/17/2020**

**Decision Deadline: 6/16/2020**

**Site:** 1000 Cowles Clinic Way, Greensboro, GA 30642 (Greene County)

**Contact:** Bryan Forlines Assistant VP 478-633-5381

**Estimated Cost:** \$50,000

**2020-009 Northeast Georgia Medical Center - Main Campus**

Acquire One Additional Hospital-Based PET Unit for Use at Main Campus - [Batching](#)

**Filed: 2/18/2020 Deemed Complete: 2/18/2020**

**60th Day Deadline: 4/17/2020**

**Decision Deadline: 6/16/2020**

**Site:** 743 Spring Street, Gainesville, GA 30501 (Hall County)

**Contact:** Linda Berger Director of Planning 770-219-6631

**Estimated Cost:** \$2,285,640

**2020-010 Northside Hospital, Inc d/b/a Northside Hospital - Cherokee**

Offer Mobile Hospital-Based PET/CT Srvcs at Hospital's OP Dept in Jasper - [Batching](#)

**Filed: 2/18/2020 Deemed Complete: 2/18/2020**

**60th Day Deadline: 4/17/2020**

**Decision Deadline: 6/16/2020**

**Site:** 134 Mountainside Village Pkwy Bldg 400, Jasper, GA 30143 (Pickens County)

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

**Estimated Cost:** \$0

**2020-011 Emory University Hospital**

Expand PET Services and Add a PET/MR - [Batching](#)

**Filed: 2/18/2020 Deemed Complete: 2/18/2020**

**60th Day Deadline: 4/17/2020**

**Decision Deadline: 6/16/2020**

**Site:** 1364 Clifton Road, Atlanta, GA 30322 (DeKalb County)

**Contact:** Michael Barber, Dir Imaging Services 404-778-6280  
**Estimated Cost:** \$5,749,558

**2020-012 Navicent Health- Baldwin**

Lease a Mobile PET/CT Scanner from Alliance Imaging - [Batching](#)

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline:** 6/16/2020

**Site:** 821 N. Cobb Street, Milledgeville, GA 31061 (Baldwin County)

**Contact:** Bryan Forlines, Assistant VP 478-633-6966

**Estimated Cost:** \$120,000

**2020-013 Northside Hospital, Inc d/b/a Northside Hospital Atlanta**

Offer Mobile PET/CT Srvcs at Hospital-Based OP Dept in Conyers - [Batching](#)

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline:** 6/16/2020

**Site:** 2287 Salem Road, SE, Conyers, GA 30143 (Rockdale County)

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

**Estimated Cost:** \$10,000

**2020-014 University Cancer & Blood Center, LLC**

Add a PET/CT Unit to its Oncology Practice in Athens – [Batching](#)

**OPPOSITION FILED**

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline:** 6/16/2020

**Site:** 23320 Old Jefferson Road Bldg 700, Athens, GA 30607 (Clarke County)

**Contact:** Loretta Goodson, CEO 706-353-5016

**Estimated Cost:** \$2,905,215

**2020-015 Northside Hospital Gwinnett**

Establish Hospital-Based Radiation Therapy Services on Campus – [Batching](#)

**OPPOSITION FILED**

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline:** 6/16/2020

**Site:** 1000 Medical Center Boulevard, Lawrenceville, GA 30046 (Gwinnett County)

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

**Estimated Cost:** \$39,332,320

**2020-016 Emory University Hospital Midtown**

Expand its Non-Special MVRT Service by Adding Linear Accelerator - [Batching](#)

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline:** 6/16/2020

**Site:** 550 Peachtree Street, NE, Atlanta, GA 30308 (Fulton County)

**Contact:** Daniel Owens, CEO 404-686-2010

**Estimated Cost:** \$4,432,030

**2020-017 Wayne Memorial Hospital**

Development of a Mobile PET/CT Service - [Batching](#)

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline:** 6/16/2020

**Site:** 865 South First Street, Jesup, GA 31545 (Wayne County)

**Contact:** Greg Jones, CFO 912-530-3305

**Estimated Cost:** \$30,000

**2020-018 St. Francis Hospital**

Relocate Portion of Geriatric Psych Srv/Reallocate 3-Beds to Geriatric Psych Srv - [Batching](#)

**Filed:** 2/18/2020 **Deemed Complete:** 2/18/2020

**60th Day Deadline:** 4/17/2020

**Decision Deadline: 6/16/2020**

**Site:** 2121 Manchester Expressway, Columbus, GA 31904 (Muscogee County)

**Contact:** Alan E. George, COO 706-320-8387

**Estimated Cost:** \$2,248,000

**2020-019 Veritas Collaborative**

Convert 13 of 50 Pediatric Acute Pysch Sub Abuse Beds to Adult PSA Beds – [Batching](#) **OPPOSITION FILED**

**Filed: 2/18/2020 Deemed Complete: 2/18/2020**

**60th Day Deadline: 4/17/2020**

**Decision Deadline: 6/16/2020**

**Site:** 41 Perimeter Center East Suite 250, Dunwoody, GA 30346 (DeKalb County)

**Contact:** Stacie McEntyre, Founder 919-908-9730

**Estimated Cost:** \$500,000

**2020-020 University Hospital**

Establish a Freestanding Emergency Care Facility

**Filed: 3/4/2020 Deemed Incomplete: 03/17/2020 Deemed Complete: 3/24/2020**

**Site:** 4200 University Parkway, Evans, GA 30809 (Columbia County)

**60th Day Deadline: 5/22/2020**

**Decision Deadline: 7/21/2020**

**Contact:** Edward L. Burr, Chief Administrative Officer 706-774-8063

**Estimated Cost:** \$12,600,000

**2020-021 Northeast Georgia Medical Center- Main Campus**

Add a Shared Inpatient/Outpatient Endovascular Operating Room Suite

**Filed: 3/9/2020 Deemed Complete: 3/23/2020**

**60th Day Deadline: 5/21/2020**

**Decision Deadline: 7/20/2020**

**Site:** 743 Spring Street, Gainesville, GA 30501 (Hall County)

**Contact:** Linda Berger, Director of Planning 770-219-6631

**Estimated Cost:** \$9,190,566

**2020-022 Cartersville Medical Center, LLC d/b/a Cartersville Medical Center**

CMC Proposes to Expand and add 20 Short-stay General Hospital Beds to its North Tower

**Filed: 3/11/2020 Deemed Incomplete: 03/24/2020 Deemed Complete: 3/30/2020**

**60th Day Deadline: 5/28/2020**

**Decision Deadline: 7/27/2020**

**Site:** 960 Joe Frank Harris Parkway, Cartersville, GA 30120 (Bartow County)

**Contact:** Lori Rakes, COO 770-387-8181

**Estimated Cost:** \$29,797,414

**2020-023 AU Medical Center, Inc**

Establish a Freestanding Emergency Care Facility as a Department of AU Medical Center, Inc

**Filed: 3/20/2020 Deemed Complete: 3/31/2020**

**60th Day Deadline: 5/29/2020**

**Decision Deadline: 7/28/2020**

**Site:** Knob Hill Farm Road and Washington Road, Augusta, GA 30912 (Richmond County)

**Contact:** Jennifer Miller VP Strategic Planning 706-446-5132

**Estimated Cost:** \$14,975,548

**2020-024 Northside Hospital Gwinnett**

Additional 27 Emergency Exam Rooms and 30- Bed Observation Unit

**Filed: 3/30/2020 Deemed Complete: 4/13/2020**

**60th Day Deadline: 6/11/2020**

**Decision Deadline: 8/10/2020**

**Site:** 1000 Medical Center Boulevard, Lawrenceville, GA 30046 (Gwinnett County)

**Contact:** Jeffrey Stofko 678-312-3310

**Estimated Cost:** \$57,000,000

## Recently Approved Applications

### 2019-039 Correct Life Bostick, LLC dba Bostick Nursing Center

Construction of 150-Bed Annex - [Batching](#)

**Filed: 11/26/2019 Deemed Complete: 11/26/2019**

**60th Day Deadline: 1/24/2020**

**Decision Deadline: 3/24/2020**

**APPROVED: 3/24/2020**

**Site:** 1700 Bostick Circle, Hardwick, GA 31034 (Baldwin County)

**Contact:** Carlo Musso, M.D CEO 770-692-4747

**Estimated Cost:** \$17,484,947

### 2019-040 Quality One Home Health Agency LLC

New Home Health Services Pursuant to the Exceptions to the Need Methodology - [Batching](#)

**Filed: 11/26/2019 Deemed Complete: 11/26/2019**

**60th Day Deadline: 1/24/2020**

**Decision Deadline: 3/24/2020**

**APPROVED: 3/24/2020**

**Site:** 534 Spring Chase Circle, Stone Mountain, GA 30083 (DeKalb County)

**Contact:** Deeqa Abdi, CEO 678-799-4424

**Estimated Cost:** \$3,000

### 2019-041 Renal Care Options Home Health Services, LLC

Establish Home Health Agency for the Special Population of End-Stage Renal Disease - [Batching](#)

**Filed: 11/26/2019 Deemed Complete: 11/26/2019**

**60th Day Deadline: 1/24/2020**

**Decision Deadline: 3/24/2020**

**APPROVED: 3/24/2020**

**Site:** 109 Parker Drive, LaGrange, GA 30240 (Troup County)

**Contact:** Joseph Cashia, CEO 615-969-6033

**Estimated Cost:** \$142,524

### 2019-042 Hospital Authority of Miller County dba Miller County Hospital and Miller Nursing Home

New Home Health Services in SDDR 10 - [Batching](#)

**Filed: 11/26/2019 Deemed Complete: 11/26/2019**

**60th Day Deadline: 1/24/2020**

**Decision Deadline: 3/24/2020**

**APPROVED: 3/24/2020**

**Site:** 209 N Cuthbert Street, Colquitt, GA 39837 (Miller County)

**Contact:** Robin Rau, CEO 299-758-5954

**Estimated Cost:** \$140,752

### 2019-043 Mesun Health Services, Inc

New Service Home Health Agency Under the Exception for Special Population - [Batching](#)

**Filed: 11/26/2019 Deemed Complete: 11/26/2019**

**60th Day Deadline: 1/24/2020**

**Decision Deadline: 3/24/2020**

**APPROVED: 3/24/2020**

**Site:** 88 Johnson Rd, Lawrenceville, Ga 30045 (Gwinnett County)

**Contact:** Hanson Kim, CEO 256-473-0964

**Estimated Cost:** \$98,222

### 2019-044 Northside Hospital, Inc Northside Hospital Forsyth

Additional 16 OB beds Pursuant to Need Projected - [Batching](#)

**Filed: 11/26/2019 Deemed Complete: 11/26/2019**

**60th Day Deadline: 1/24/2020**

**Decision Deadline: 3/24/2020**

**APPROVED: 3/24/2020**

**Site:** 1000 Johnson Ferry Road, Atlanta, GA 30342 (Fulton County)

**Contact:** William J. Brathwaite, Jr., Planning Analyst 404-845-5140

**Estimated Cost:** \$100,000

**2019-046 East Atlanta Eye Surgery Center, LLC**

Convert to Single-Specialty ASC - [Batching](#)

**Filed:** 11/26/2019 **Deemed Complete:** 11/26/2019

**60th Day Deadline:** 1/24/2020

**Decision Deadline:** 3/24/2020

**APPROVED:** 3/24/2020

**Site:** 550 Professional Drive, Lawrenceville, GA 30046 (Gwinnett County)

**Contact:** Scott Bullock, 404-531-9988

**Estimated Cost:** \$40,000

**2019-047 Houston ASC, LLC**

Development of a Multi-Specialty Freestanding Ambulatory Surgery Facility - [Batching](#)

**Filed:** 11/26/2019 **Deemed Complete:** 11/26/2019

**60th Day Deadline:** 1/24/2020

**Decision Deadline:** 3/24/2020

**APPROVED:** 3/24/2020

**Site:** 1601 Watson Boulevard, Warner Robins, GA 31093 (Houston County)

**Contact:** Sean Whilden, VP and CFO 478-542-7959

**Estimated Cost:** \$13,019,200

**2019-048 Northeast Georgia Medical Center, Inc.**

Additional 6 Neonatal Intermediate Care Beds - [Batching](#)

**Filed:** 11/26/2019 **Deemed Complete:** 11/26/2019

**60th Day Deadline:** 1/24/2020

**Decision Deadline:** 3/24/2020

**APPROVED:** 3/24/2020

**Site:** 743 Spring Street, Gainesville, GA 30501 (Hall County)

**Contact:** Linda Berger, Director of Planning 770-219-6631

**Estimated Cost:** \$19,778,651

## Recently Denied Applications

none

## 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.

**Agency Decision:** Denied on 2/24/2016.

**Appealed:** Requestors filed request for Administrative Appeal on 03/16/2017.

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

**Hearing Date:** 6/15/2017.

**Hearing Decision:** Hearing Officer grants Motion of Summary Adjudication to Requestors, 8/28/2017. Department requests Commissioner Review, 9/22/2017.

**Commissioner Review Decision:** Commissioner reverses decision of Hearing Officer and grants summary adjudication to Department, 11/16/17. Emory files petition for Judicial Review, 12/18/17.

**Superior Court Decision:** 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:** Court of Appeals reversed the order of the superior court granting Emory’s petition for judicial review, 6/28/2019. Emory files Petition for Writ of Certiorari in the Georgia Supreme Court, 7/18/2019. The Supreme Court denied the petition for certiorari, 2/28/2020.

**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.

**Agency Decision:** Denied on 8/21/2019.

**Appealed:** 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.

**Hearing Officer:** Dr. L. Lynne Hogue, Esq.

**Hearing Date:** Pending

## Appealed LNRs

### **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.

**Agency Decision:** Request was denied 3/6/2018.

**Appealed:** 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.

### **LNR-ASC2018022 Georgia Arrhythmia Consultants & Research Institute, LLC**

Single Specialty Cardiology Electrophysiology ASC

**Agency Decision:** Request was denied 11/14/2019.

**Appealed:** Georgia Arrhythmia Consultants and Research Institute, LLC (“GACRI”) filed a request for Administrative Appeal on 12/6/2019.

**Hearing Officer:** Dr. L. Lynn Hogue, J.D.

**Hearing Date:** Pending

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

Requested Letter of Non-Reviewability (“LNR”) with regard to the establishment of a joint venture ambulatory surgery center (“JV ASC”) in Lawrenceville, Gwinnett County.

**Agency Decision:** Request was denied 10/7/19.

**Appealed:** Northside Hospital, Inc. (“Northside”) and Northside Gwinnett Surgical Associates, LLC (“NGSA”) filed a request for Administrative Appeal on 10/29/19. DCH filed Motion for Remand, 1/16/2020; Hearing Officer granted DCH’s remand motion, 1/28/2020. Remand decision denying request issued on 3/12/2020.

**Hearing Officer:** Dr. L. Lynn Hogue, J.D.

**Hearing Date:** Pending

## 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.

**Supreme Court:** Petition for Writ of Certiorari granted, judgment of the Court of Appeals vacated, and case remanded for reconsideration, 12/23/19.

#### **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.

**Supreme Court:** Petition for Writ of Certiorari granted, judgment reversed in part, and case remanded with direction, 12/23/19.

#### **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.

**Court of Appeals:** FMC filed Application for Discretionary Appeal 10/28/19. Court of Appeals denied FMC's Application for Discretionary Appeal 11/21/19. FMC filed Notice of Intention to Petition for Writ of Certiorari in the Georgia Supreme Court, 12/2/19. FMC filed Petition for Writ of Certiorari in Georgia Supreme Court, 12/11/2019. Redmond filed Response in Opposition to FMC's Petition for Certiorari, 12/30/2019.

#### **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. Redmond Regional Medical Center filed petitions for judicial review of the Final Order of the Commissioner in project numbers 2018-008, 2018-009, and 2018-010, 11/14/19. Floyd Medical Center filed Petition for Judicial Review of DCH's Final Order denying a CON to Floyd Medical Center for project no. 2018-008, 11/14/19.

**Superior Court of Fulton County Decision:** Grants Hamilton's and the Department's motions to dismiss Redmond's petition for judicial review. Dismissed with prejudice, 3/9/2020. Grants Floyd Medical Center's motion to dismiss Redmond's petition for judicial review. Dismissed with prejudice. 3/9/2020. Grants Tanner's and the Department's motions to dismiss Redmond's petition for judicial review. Dismissed with prejudice, 3/9/2020.

**Superior Court of Floyd County Decision:** On Floyd Medical Center's appeal of the denial of its CON, the court remanded the matter to the Department for complete review of Floyd Medical Center's application, 4/14/2020.

#### **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 ("Piedmont Athens"), 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. Piedmont Athens withdrew its Appeal of GA2018-072 on 11/7/19.

**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 ("Piedmont Athens"), 4/24/2019. Piedmont Athens withdrew Request to Intervene 11/7/19.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 12/11/2019, 9:30 A.M. /41<sup>st</sup> Floor. Further hearings suspended due to public health, safety and welfare concerns.

#### **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, 4/24/2018 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:** Hearing Officer affirmed the Department's decision to deny a CON to Memorial, 1/7/2020. Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial") appeals the Hearing Officer's Decision, 2/5/2020.

**Commissioner Review Decision:** Hearing Officer Decision is Reversed, 3/6/2020.

**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:** 4/6/2020-4/9/2020 9 A.M., 5th Floor, additional hearing dates 4/15/2020 and 4/16/2020 if necessary, 41st Floor. All the parties in this matter have agreed to a continuation of the hearing at future dates yet to be determined, 2/12/2020.

**2019-037 Vision Imaging Center (Thomas)**

Development of a Freestanding Advanced Diagnostic Imaging Center or DTRC

**Agency Decision:** Approved, 2/25/2020

**Appealed By:** John D. Archbold Memorial Hospital ("Archbold"), 3/24/2020

**Hearing Officer:** Melvin Goldstein, Esq.

**Hearing Date:** Pending

**2019-045 Cartersville Medical Center, LLC (Bartow)**

New Service to Include 4 Neonatal Intermediate Care Beds - Batching

**Agency Decision:** denied, 3/24/2020

**Appealed By:** Cartersville Medical Center, LLC d/b/a Cartersville Medical Center ("CMC"), 3/26/2020

**Hearing Officer:** William C. Joy, Esq.

**Hearing Date:** Pending

## **Requests for DET-EQT for Diagnostic or Therapeutic Equipment**

**DET-EQT2020007 South Atlanta Radiology Associates, PC**

Purchase Mobile MRI

**Request received:** 1/17/2020

**Contact Person:** Balu S. Mani, Owner 770-991-1010

**Determination:** Pending

**DET-EQT2020009 Savannah Health Services, LLC d/b/a Memorial Health University Medical**

Purchase Mobile Robotic Surgery

**Request received:** 1/22/2020

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

**Determination:** Non-reviewable as proposed **Determination Date:** 3/23/2020

**DET-EQT2020010 Dr. Satish Poddar**

Purchase Fixed CT Scanner

**Request received:** 1/27/2020

**Contact Person:** Sabrina Boyd, Practice Administrator 678-663-6360

**Determination:** Pending

**DET-EQT2020011 St. Joseph's Hospital, Inc**

Relocation of Existing Equipment Fixed CT Scanner

**Request received:** 1/30/2020

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

**Determination:** Non-reviewable as proposed **Determination Date:** 3/30/2020

**DET-EQT2020012 Candler Hospital, Inc**

Purchase Fixed Interventional Angiography

**Request received:** 1/30/2020

**Contact Person:** Brad Trower, VP, Business Development 912-812-6557

**Determination:** Non-reviewable as proposed **Determination Date:** 3/30/2020

**DET-EQT2020013 Candler Hospital, Inc**

Purchase Fixed Interventional Angiography

**Request received:** 1/30/2020

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

**Determination:** Non-reviewable as proposed **Determination Date:** 3/30/2020

**DET-EQT2020014 Saint Joseph's Hospital of Atlanta, Inc**

Purchase Fixed Spect/CT Camera

**Request received:** 1/30/2020

**Contact Person:** Jessica Sheridan, VP of Operations 678-843-4951

**Determination:** Non-reviewable as proposed **Determination Date:** 3/30/2020

**DET-EQT2020015 Kroll Care, PC**

Capital Lease Fixed MRI

**Request received:** 1/31/2020

**Contact Person:** Michael Kroll, Owner 404-242-3301

**Determination:** Non-reviewable as proposed **Determination Date:** 3/30/2020

**DET-EQT2020016 Wellstar North Fulton Hospital, Inc d/b/a Wellstar North Fulton Hospital**

Operational Lease Mobile MRI

**Request received:** 2/13/2020

**Contact Person:** April Austin, Manager 470-644-0057

**Determination:** Non-reviewable as proposed **Determination Date:** 4/14/2020

**DET-EQT2020017 Good Samaritan Hospital, Inc d/b/a St. Mary's Good Samaritan Hospital**

Purchased Fixed CT Scanner

**Request received:** 2/14/2020

**Contact Person:** Jeff Brown VP Support Services 706-389-2655

**Determination:** Non-reviewable as proposed **Determination Date:** 4/15/2020

**DET-EQT2020018 Wellstar Regional Hospital, Inc d/b/a Wellstar Spalding Regional**

Purchase Interventional Radiology Fixed

**Request received:** 2/20/2020

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

**Determination:** Pending

**DET-EQT2020019 AU Medical Center, Inc**

Purchase Fixed MRI

**Request received:** 2/28/2020

**Contact Person:** Jennifer Miler, VP 706-446-5132

**Determination:** Pending

**DET-EQT2020020 Emory University d/b/a Emory University Hospital Midtown**

Purchase Fixed CT Scanner

**Request received:** 2/27/2020

**Contact Person:** Daniel Owens, CEO 404-686-2010

**Determination:** Pending

**DET-EQT2020021 Piedmont Hospital, Inc d/b/a Piedmont Atlanta Hospital**

Purchased Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020022 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital**

Purchase Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020023 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital**

Purchase Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020024 Fayette Community Hospital, Inc. d/b/a/ Piedmont Fayette Hospital**

Purchase Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020025 Piedmont Henry Hospital, Inc.**

Purchase Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020026 Piedmont Hospital, Inc d/b/a Piedmont Atlanta Hospital**

Purchase Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020027 Piedmont Hospital Inc d/b/a Piedmont Atlanta Hospital**

Purchase Fixed MRI

**Request received:** 3/3/2020

**Contact Person:** Christine MacEwen, Exec Director 404-425-1307

**Determination:** Pending

**DET-EQT2020028 SE Imaging, LLC**

Purchase Fixed MRI

**Request received:** 3/10/2020

**Contact Person:** James R. Zimmerman, M.D, Owner 770-654-1768

**Determination:** Pending

**DET-EQT2020029 North Atlanta Ear, Nose, & Throat, P.C**

Purchase Fixed CT Scanner

**Request received:** 3/10/2020

**Contact Person:** Sherry Moon, Office Manager 470-297-1123

**Determination:** Pending

**DET-EQT2020030 Resurgens Orthopaedics**

Purchase Fixed MRI

**Request received:** 3/20/2020

**Contact Person:** Dr. John Gleason Co-President 404-459-3790

**Determination:** Pending

**DET-EQT2020031 Outpatient Imaging, LLC**

Purchase Fixed MRI

**Request received:** 4/2/2020

**Contact Person:** John Arnold, MD Treasurer 404-225-5674

**Determination:** Pending

**DET-EQT2020032 Chi Memorial Hospital-Georgia, Inc**

Acquisition and Installation of Diagnostic Imaging Equipment

**Request received:** 4/13/2020

**Contact Person:** Andrew McGill, SVP, Strategy & Business Dev 423-295-7859

**Determination:** Pending

# Requests for DET–ASC for Establishment of Physician-Owned Ambulatory Surgery Facilities

(Formerly: Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities)

## **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

**Challenge Received:** 10/22/2019

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

**Determination:** Approved

**Determination Date:** 11/21/2019

**Opposition:** Hamilton Medical Center- 10/22/2019

## **LNR-ASC2020001 Macon Outpatient Surgery, LLC and Navicent Health, Inc**

Establishment of a Single Specialty Joint Venture ASC ("JV-ASC")

**Site:** 3708 Northside Drive, Macon 31210

**Number of OR's:** 2      **Specialty:** Orthopaedics

**Project costs as submitted:** \$0.00

**Request received:** 1/17/2020

**Contact Person:** Victor Moldovan, Esq 404-817-8500

**Determination:** Approved

**Determination Date:** 4/15/2020

## **LNR-ASC2020002 Macon Outpatient Surgery, LLC and the Navicent Health, Inc.**

Establishment of Single-Specialty Joint Venture ASC ("JV-ASC")

**Site:** 3708 Northside Drive, Macon, 31210

**Number of OR's:** 3      **Specialty:** Orthopaedics

**Project costs as submitted:** \$0.00

**Request received:** 1/17/2020

**Contact Person:** Victor Moldovan, Esq. 404-898-8120

**Determination:** Approved

**Determination Date:** 4/15/2020

## **LNR-ASC2020003 Aesthetic Surgery Center of Atlanta, LLC**

Physician- Owned, Single Specialty ASC

**Site:**

**Number of OR's:** 1      **Specialty:** Plastic Surgery Procedures

**Project costs as submitted:** \$1,910,316.00

**Request received:** 3/10/2020

**Contact Person:**

**Determination:** Pending

## **LNR-ASC2020004 Regenerative Spine & Pain Specialists, P.C.**

Physician-Owned Office Based Single Specialty ASC

**Site:** 874 West Lanier Avenue, Suite 250 Fayetteville, GA 30214

**Number of OR's:** 1      **Specialty:** Pain Medicine

**Project costs as submitted:** \$1,068,330.00

**Request received:** 3/18/2020

**Contact Person:** Everette B Jenkins 678-625-4720

**Determination:** Pending

# Requests for Miscellaneous Letters of Determination

## **DET2019223 Emory University Hospital**

Replacement of Linear Accelerator

**Request received:** 11/27/2019

**Contact Person:** Katherine Wright, Director of Operations 404-778-4679

**Determination:** Non-reviewable as proposed      **Determination Date:** 3/25/2020

**DET2020008 Sterling Medical Imaging Specialists, P.C**

Change in Defined Location of CON-Authorized MRI Equipment

**Request received:** 1/13/2020

**Contact Person:** Toni Cowan, Office Administrator 912-355-6736

**Determination:** Non-reviewable as proposed **Determination Date:** 4/13/2020

**DET2020015 The Emory Clinic, Inc.**

Purchase of CON-Approved Ambulatory Surgery Center

**Request received:** 1/16/2020

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

**Determination:** Non-reviewable as proposed **Determination Date:** 4/14/2020

**DET2020018 Ankle & Foot Associates of Southern Georgia, Inc.**

Restructure - " Inc." Conversion to "LLC"

**Request received:** 1/17/2020

**Contact Person:** David P. Murphy, Phys. Mbr. 912-283-7596

**Determination:** Denied **Determination Date:** 4/15/2020

**DET2020020 St. Francis, LLC**

Replacement of Nuclear Medicine Camera

**Request received:** 1/23/2020

**Contact Person:** Alan George, COO 706-596-4000

**Determination:** Non-reviewable as proposed **Determination Date:** 3/25/2020

**DET2020021 East Georgia Regional Medical Center, LLC**

Capital Expenditure to Replace Sterilization Equipment and Renovate

**Request received:** 1/23/2020

**Contact Person:** Stephen Pennington, CEO 912-486-1500

**Determination:** Non-reviewable as proposed **Determination Date:** 3/26/2020

**DET2020023 Prime Healthcare Foundation- Southern Regional, LLC**

Replacement of CON-Authorized CT Unit

**Request received:** 1/27/2020

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

**Determination:** Non-reviewable as proposed **Determination Date:** 3/26/2020

**DET2020024 UHS of SummitRidge, LLC dba SummitRidge Hospital**

Addition of 10 Beds

**Request received:** 1/27/2020

**Contact Person:** Vernell Nunn, CEO 678-442-5900

**Determination:** Non-reviewable as proposed **Determination Date:** 3/26/2020

**DET2020025 Northside Hospital, Inc d/b/a Northside Hospital Gwinnett**

Capital Expenditures Below Threshold Non-Clinical Ground FI Renovation

**Request received:** 1/27/2020

**Contact Person:** Brian Toporek, Senior Planner 404-851-6821

**Determination:** Non-reviewable as proposed **Determination Date:** 3/26/2020

**DET2020026 Piedmont Athens Regional Medical Center, Inc**

Replacement of CON-Approved Equipment in Cardiac Cath Lab

**Request received:** 1/27/2020

**Contact Person:** Jody Corry, Senior Corporate Counsel 706-475-1195

**Determination:** Non-reviewable as proposed **Determination Date:** 3/27/2020

**DET2020027 Wellstar North Fulton Hospital, Inc d/b/a Wellstar North Fulton**

Replacement of CON-Authorized MRI

**Request received:** 1/28/2020

**Contact Person:** April Austin, Manager 470-644-0057

**Determination:** Non-reviewable as proposed **Determination Date:** 3/27/2020

**DET2020028 St. Joseph's Hospital, Inc**

Replace CON-Authorized CT Scanner

**Request received:** 1/30/2020

**Contact Person:** Brad Trower, VP, Business Development 912-812-6557

**Determination:** Non-reviewable as proposed    **Determination Date:** 3/30/2020

**DET2020029 St. Joseph's Hospital, Inc**

Replace a CON-Authorized Cardiac Catheterization Lab

**Request received:** 1/30/2020

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

**Determination:** Pending

**DET2020030 Dekalb Medical Center, Inc. d/b/a Emory Decatur Hospital**

Replacement of a Varian Linear Accelerator

**Request received:** 1/31/2020

**Contact Person:** Jennifer Schuck, VP, Operations 404-501-4622

**Determination:** Pending

**DET2020031 AU Medical Center, Inc.**

Consolidate Indigent and Charity Care Commitment

**Request received:** 2/3/2020

**Contact Person:** Jennifer Miller, VP, Strategic Planning 706-446-5132

**Determination:** Pending

**DET2020033 Northside Hospital, Inc d/b/a Northside Hospital Gwinnett**

Capital Expenditures Below Threshold

**Request received:** 2/5/2020

**Contact Person:** Brian Toporek, Senior Planner 404-851-6821

**Determination:** Non-reviewable as proposed    **Determination Date:** 4/2/2020

**DET2020034 Coliseum Northside Hospital**

Pharmacy USP 797 Upgrade

**Request received:** 2/7/2020

**Contact Person:** John Ware, Director 478-297-4710

**Determination:** Non-reviewable as proposed    **Determination Date:** 4/2/2020

**DET2020035 Northside Hospital, Inc d/b/a Northside Hospital Cancer Institute Radiation**

Replace CON-Exempt Linear Accelerator Unit

**Request received:** 2/10/2020

**Contact Person:** Brian Toporek, Senior Planner 404-851-6821

**Determination:** Non-reviewable as proposed    **Determination Date:** 4/13/2020

**DET2020036 Southeast Georgia Health System, Inc. d/b/a Southeast Georgia Health System**

Pharmacy Upgrades to Comply with USP 797

**Request received:** 2/12/2020

**Contact Person:** Tripp Stephens, VP, Support Services 912-466-7055

**Determination:** Pending

**DET2020037 Cedar Communities at Bountiful Hills, LLC**

Increase in Capacity of Existing Personal Care Home

**Request received:** 2/12/2020

**Contact Person:** Richard Forster, Managing Director 516-229-1204

**Determination:** Non-reviewable as proposed    **Determination Date:** 4/14/2020

**DET2020038 Kennestone Hospital, Inc. d/b/a Wellstar Windy Hill Hospital**

Purchase of Sterilization Equipment and Associated Renovations

**Request received:** 2/13/2020

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

**Determination:** Non-reviewable as proposed    **Determination Date:** 4/14/2020

**DET2020039 Candler Hospital**

Hospital Stat Laboratory Renovation

**Request received:** 2/13/2020

**Contact Person:** Brad Trower, VP 912-819-6557

**Determination:** Non-reviewable as proposed    **Determination Date:** 4/2/2020

**DET2020040 Alliance Healthcare Services**

Mobile PET/CT Unit for CON-approved Georgia providers



**Request received:** 2/20/2020

**Contact Person:** Ken Manning, Area Director of Operations 770-605-1070

**Determination:** Pending

**DET2020041 The Landing of Bogart, LLC**

Construction and Operation of a 50 bed Assisted Living Facility

**Request received:** 2/21/2020

**Contact Person:** Jennifer D. Flowers, COO 229-402-1349

**Determination:** Non-reviewable as proposed **Determination Date:** 4/6/2020

**DET2020042 Eastside Medical Center, LLC d/b/a Eastside Medical Center**

Replacement of CON-approved Cardiac Catheterization Equipment

**Request received:** 2/21/2020

**Contact Person:** Persaud Rudolph, Director 770-736-2450

**Determination:** Pending

**DET2020043 Coffee Regional Medical Center, Inc.**

Addition of a 2nd Adult Cardiac Catheterization Laboratory

**Request received:** 2/24/2020

**Contact Person:** Sherry Thomas, EVP 912-384-1900 ext 5616

**Determination:** Pending

**DET2020044 Prime Healthcare Foundation- Southern Regional, LLC**

Replacement of CON-Authorized CT Unit

**Request received:** 2/27/2020

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

**Determination:** Pending

**DET2020045 Emory University d/b/a Emory University Hospital Midtown**

10-Month lease of Mobile CT Scanner

**Request received:** 2/27/2020

**Contact Person:** Daniel Owens, CEO 404-686-2010

**Determination:** Pending

**DET2020046 Boynton Ridge Operations, LLC**

Construction and Operation of a New Assisted Living Facility

**Request received:** 2/28/2020

**Contact Person:** Carrie Bailey, VP 904-240-1388

**Determination:** Pending

**DET2020047 Willingway, Inc d/b/a Willingway Hospital**

Construction of a New Building Physically Separate from the Hospital

**Request received:** 2/28/2020

**Contact Person:** Cherie D. Tolley, CEO 912-489-7290

**Determination:** Pending

**DET2020048 St. Mary's Health Care System, Inc. d/b/a St Mary's Hospital**

Replace da Vinci Surgical System

**Request received:** 3/2/2020

**Contact Person:** Titus Gambrell, Chief Nursing Officer 706-389-3947

**Determination:** Pending

**DET2020049 University Health Services, Inc**

University Hospital 10 West Nursing Unit Renovation

**Request received:** 3/2/2020

**Contact Person:** Edward L Burr, Chief Admin Officer 706-774-8063

**Determination:** Pending

**DET2020050 Hospital Authority of Columbus, Georgia**

Reconfiguration of Hospital Authority of Columbus Nursing Facilities

**Request received:** 3/2/2020

**Contact Person:** Frank Morast, CEO 706-225-1100

**Determination:** Pending

**DET2020051 The Landing of Winder, LLC**

Construction and Operation of a 50 bed Assisted Living Facility

**Request received:** 3/4/2020

**Contact Person:** Jennifer D. Flowers, COO 229-402-1349

**Determination:** Non-reviewable as proposed **Determination Date:** 4/7/2020

**DET2020052 Effingham Hospital, Inc., d/b/a Effingham Health System**

Renovation of Existing Retail Pharmacy and Gift Shop

**Request received:** 3/6/2020

**Contact Person:** Fran Baker Witt, CEO 912-754-0142

**Determination:** Pending

**DET2020053 Coliseum Medical Center, LLC d/b/a Coliseum Medical Centers**

Renovation of Labor & Delivery Unit

**Request received:** 3/6/2020

**Contact Person:** Kelly Lindsay, COO 478-742-1247

**Determination:** Pending

**DET2020054 The Medical Center, Inc. d/b/a Piedmont Columbus Regional Midtown**

Pharmacy Renovation to Comply with U.S. Pharmacopeia Guidelines

**Request received:** 3/11/2020

**Contact Person:** Laura Flatt, Manager, Projects and Planning 706-571-1381

**Determination:** Pending

**DET2020055 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Add Two Shared General Operating Rooms

**Request received:** 3/11/2020

**Contact Person:** Laurie Hansen, VP, Operations 678-474-7012

**Determination:** Pending

**DET2020056 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Replacement of Mobile PET/CT equipment

**Request received:** 3/13/2020

**Contact Person:** Laurie Hansen, VP, Operations 678-474-7012

**Determination:** Pending

**DET2020057 Floyd Healthcare Management, Inc**

Non-Clinical Lobby/Waiting Area/Hallway Construction

**Request received:** 3/13/2020

**Contact Person:** Drew Dempsey Director of Planning 706-509-6442

**Determination:** Pending

**DET2020058 St. Francis, LLC**

Replacement of Cysto Table

**Request received:** 3/13/2020

**Contact Person:** Alan George COO 706-596-4000

**Determination:** Pending

**DET2020059 Northeast Georgia Medical Center Lumpkin, LLC**

Relocation of Rural County Healthcare Facility

**Request received:** 3/16/2020

**Contact Person:** Linda Berger, Director of Planning 770-219-6631

**Determination:** Pending

**DET2020060 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Construct a New Parking Deck

**Request received:** 3/17/2020

**Contact Person:** Laurie Hansen 678-474-7012

**Determination:** Pending

**DET2020061 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Expand Existing Medical Office Building  
**Request received:** 3/17/2020  
**Contact Person:** Laurie Hansen 678-474-7012  
**Determination:** Pending

**DET2020062 Gastroenterology Consultants of Savannah, P.C**  
Endoscopy Center  
**Request received:** 3/20/2020  
**Contact Person:** Spencer Luke CEO 912-3549447  
**Determination:** Pending

**DET2020063 Georgia Department of Veterans Service**  
Georgia War Veterans Home, Sub-Acute Therapy Unit- Phase 3 of 3  
**Request received:** 3/24/2020  
**Contact Person:** Russell Feagin Director 478-445-2544  
**Determination:** Pending

**DET2020064 Marietta Outpatient Surgery, Ltd d/b/a Marietta Surgical Center**  
Partial Relocation-Procedure Rooms from Suite 250 to Main Suite 100  
**Request received:** 3/24/2020  
**Contact Person:** Alice Elliott Administrator 770-422-1579  
**Determination:** Pending

**DET2020065 Emory University Hospital**  
Replacement of PET/CT Equipment  
**Request received:** 3/27/2020  
**Contact Person:** Catherine A. Maloney VP of Operations 404-712-5529  
**Determination:** Pending

**DET2020066 Candler Hospital, Inc.**  
Capital Expenditure for Candler Hospital LCRP Pharmacy Renovation  
**Request received:** 3/27/2020  
**Contact Person:** Brad Trower VP of Business Development 912-819-6557  
**Determination:** Pending

**DET2020067 Candler Hospital, Inc**  
Capital Expenditure for Emergency Department Renovation  
**Request received:** 3/27/2020  
**Contact Person:** Brad Trower, VP, Business Development 912-819-6557  
**Determination:** Pending

**DET2020068 Magnolia Senior Living @ Dawsonville LLC**  
Request 96 Beds for a Proposed Assisted Living Facility  
**Request received:** 3/31/2020  
**Contact Person:** Zhicong Chen, Owner 678-549-2640  
**Determination:** Pending

**DET2020069 Magnolia Senior Living @ Canton**  
Request 85 Beds for a Proposed Assisted Living Facility  
**Request received:** 3/31/2020  
**Contact Person:** Zhicong Chen, Owner 678-549-2640  
**Determination:** Pending

**DET2020070 Scottish Rite Children's Medical Center, Inc d/b/a Children's Healthcare of Atlanta**  
Repair or Replacement of Building Materials: Elevator, Computers  
**Request received:** 4/1/2020  
**Contact Person:** David Tatum Chief of Public Policy 404-785-7556  
**Determination:** Pending

**DET2020071 Scottish Rite Children's Medical Center, Inc d/b/a Children's Healthcare of Atlanta**  
Replacement of IR Bi-Plane Scanner and Addition of Nuclear Medicine  
**Request received:** 4/1/2020  
**Contact Person:** David Tatum Chief Public Policy Officer 404-785-7556  
**Determination:** Pending

**DET2020072 Northside Hospital, Inc. d/b/a Northside Hospital Duluth**

Replace CON-Approved CT Unit- Imaging Department

**Request received:** 4/2/2020

**Contact Person:** Brian Toporek, Senior Planner 404-851-6821

**Determination:** Pending

**DET2020073 Northside Hospital, Inc. d/b/a Northside Hospital Duluth**

Replace CON-Approved CT Unit- Emergency Department

**Request received:** 4/2/2020

**Contact Person:** Brian Toporek, Senior Planner 404-851-6821

**Determination:** Pending

**DET2020074 Egleston Children's Hospital at Emory University, Inc**

PET/CT Equipment Replacement

**Request received:** 4/3/2020

**Contact Person:** David R. Tatum Chief Public Policy Officer 404-785-7556

**Determination:** Pending

**DET2020276 Tanner Medical Center**

Under Threshold Expenditures for Physician Office Space

**Request received:** 4/8/2020

**Contact Person:** Carol Crews 770-812-9580

**Determination:** Pending

**DET2020077 Tanner Medical Center, Inc.**

Capital Expenditures Below Threshold

**Request received:** 4/8/2020

**Contact Person:** Carol Crews CFO 770-812-9580

**Determination:** Pending

**DET2020078 1115 Smith Opco, LLC d/b/a The Residence at Oak Grove**

Construction of 2-Story AL and Memory Care Community

**Request received:** 4/14/2020

**Contact Person:** Matthew Price, Owner 229-563-1790

**Determination:** Pending

**DET2020079 Brickmont Johns Creek SPE, LLC**

Licensure of an Assisted Living Community

**Request received:** 4/14/2020

**Contact Person:** Cheryl Kochensaprg, Manager 404-702-7275

**Determination:** Pending

## Requests for Extended Implementation/Effective Period

**2018026 Southeast Georgia Health System, Inc. d/b/a Southeast Georgia Health System-Brunswick**

Construction of New Patient Floor

Request to Extend Performance Period

**Site:** 2415 Parkwood Drive, Brunswick (Glynn)

**Project Approved:** 9/11/2018

**Request Received:** 3/27/2020

**Contact:** Tripp Stephens, VP, Support Services (912-466-7055)

**Approved Cost:** \$13,710

**Determination:** Approved, 4/21/2020

**Extended Mandatory Completion:** October 1, 2020

**2019001 AU Medical Center, Inc.**

Renovation to Create an ICU

Request to Extend Implementation Date

**Site:** 1120 15<sup>th</sup> Street, Augusta (Richmond)

**Project Approved:** 5/24/2019

**Request Received:** 4/1/2020

**Contact:** Jennifer Miller, AVP, Strategic Planning (706-446-5132)

**Approved Cost:** \$12,958,400

Determination: Pending

## **Need Projection Analyses Posted 3/27/2020**

### **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 12/20/2019

2024 PET Need Projection – Posted 12/20/2019

2024 Ambulatory Surgical Services Need Projection by HPA– Posted 3/27/2020

2024 Rehab Need Projection– Posted 3/27/2020

2024 Neonatal Intermediate Care Bed Need Projection – Posted 3/27/2020

2024 Neonatal Intensive Care Bed Need Projection – Posted 3/27/2020

2024 Obstetric Services Bed Need Projection – Posted 3/27/2020

2022 Nursing Home Bed Need Projection – Posted 3/27/2020

2022 Home Health Agency Need Projections - Posted 3/27/2020

#### Non-Batched Need Projections

2024 Long Term Care Hospital Beds - 8/9/2019

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](http://www.georgiahealthdata.info).

A listing of complete and incomplete surveys separated by service and by year may be found at [www.GaMap2Care.info](http://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 (4/21/2020))

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 3/27/2020 on DCH Website* Spring 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](#)

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

[Ambulatory Surgery](#)

[Obstetrical Services](#)

[Neonatal Intensive Care](#)

[Neonatal Intermediate Care](#)

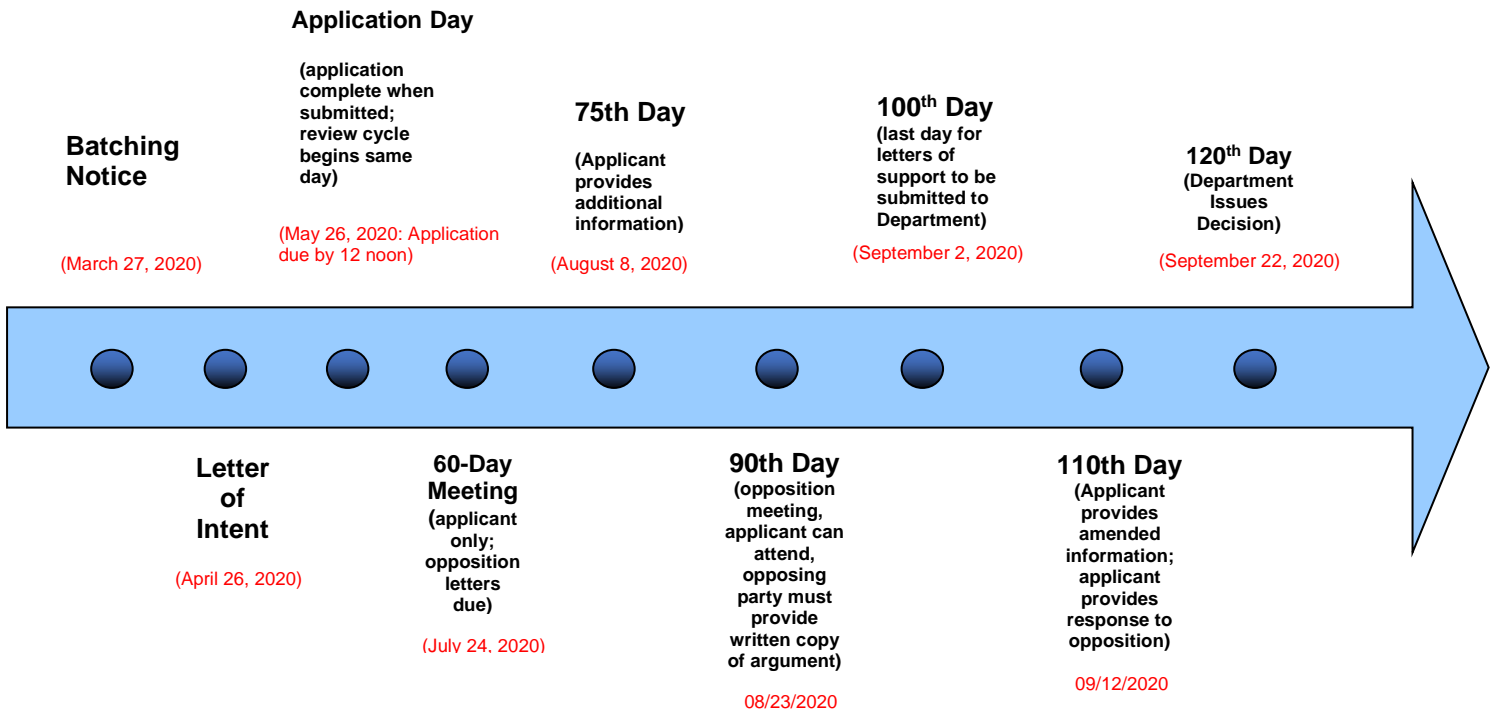
[Inpatient Rehabilitation](#)

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



# BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

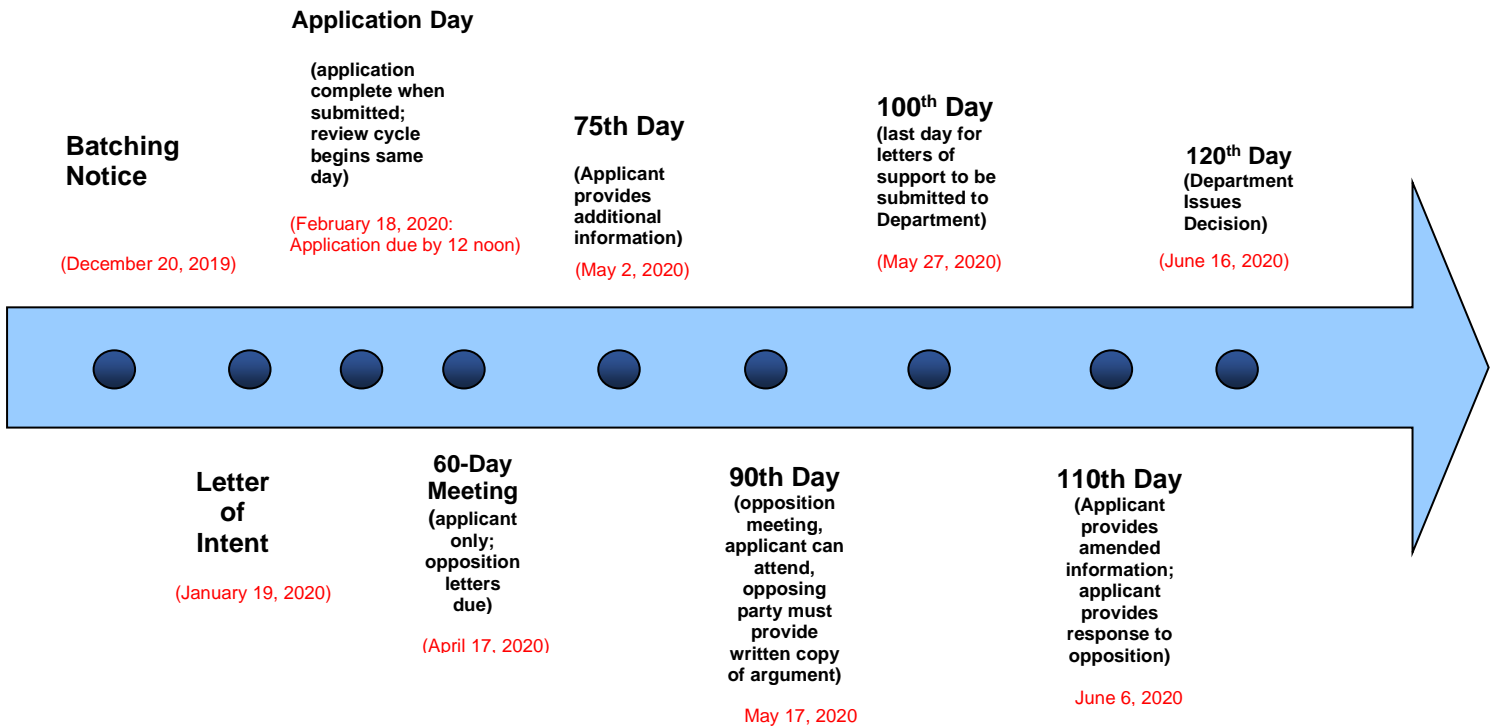
## SPRING CYCLE



- ▶ 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)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> 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.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> 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
- ▶ 120<sup>th</sup> day Decision issued (No discretion to extend)

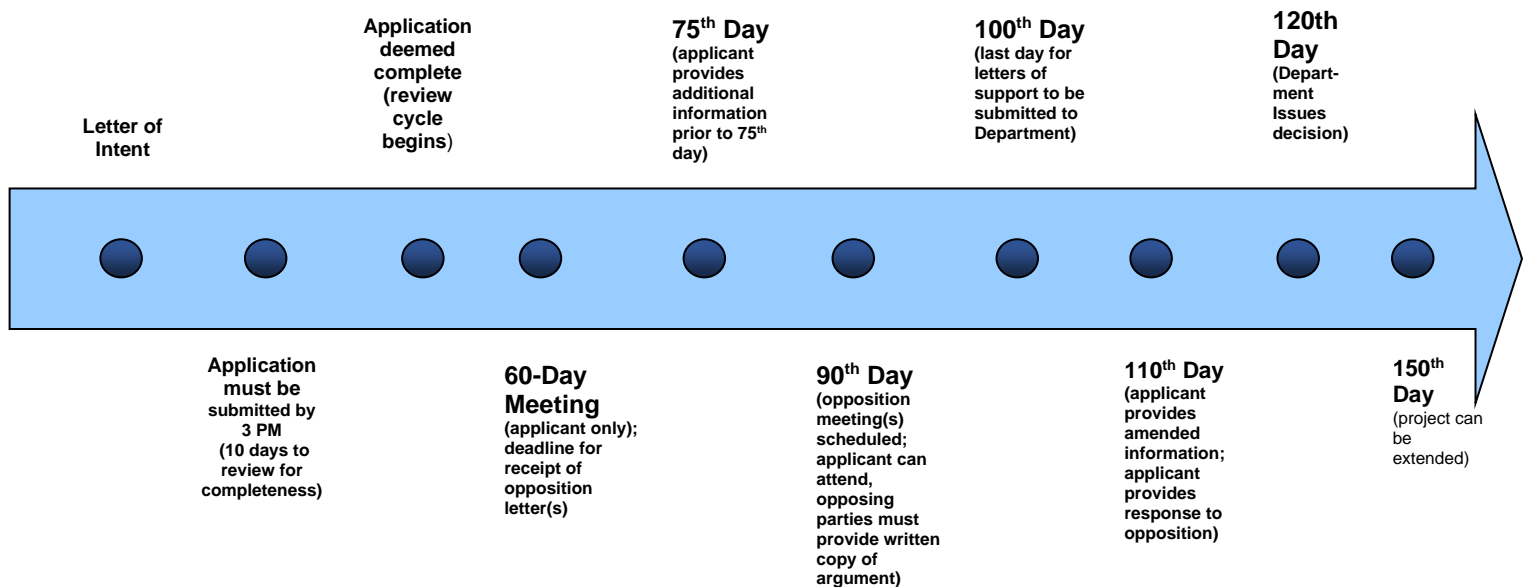
# BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

## WINTER 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)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> 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.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> 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
- ▶ 120<sup>th</sup> 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)
- ▶ 75<sup>th</sup> day - applicant provides additional information prior to 75<sup>th</sup> day
- ▶ 90<sup>th</sup> 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.
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> 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
- ▶ 120<sup>th</sup> day Decision issued (Department has discretion to extend to 150<sup>th</sup> 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](mailto:sthillock@dch.ga.gov))

For questions concerning pending Certificate of Need applications please contact Bruce  
Henderson, Senior Reviewer  
([bhenderson@dch.ga.gov](mailto: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](mailto: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](http://www.georgiamap2care.info) To complete a survey, please visit [www.georgiahealthdata.info](http://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](mailto: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 <https://forms.dch.georgia.gov/HFRD/> 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

Melvin M. Goldstein  
[goldatty@bellsouth.net](mailto:goldatty@bellsouth.net)

William "Bill" C. Joy (Vice Chair)  
[wcjoy@bellsouth.net](mailto:wcjoy@bellsouth.net)

**IMPORTANT NOTICE RELATED TO COVID-19 OUTBREAK**

Effective immediately (March 30, 2020), all *Office of Health Planning* applications and requests must be submitted electronically through our website. We are no longer accepting in-person filings. If you need to submit a document for which a web form is currently unavailable, please timely mail your submission to:

**Department of Community Health  
Office of Health Planning  
2 Peachtree Street, N.W., 5<sup>th</sup> Floor  
Atlanta, GA 30303**

The above may be accessed here: <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>

Thank you for your cooperation as we do our part by practicing social distancing during this public health state of emergency.

**IMPORTANT NOTICE RELATED TO EXECUTIVE ORDER NO. 03.20.20.02**

If you have a request to suspend a provision of O.C.G.A. § 31-6-40 pursuant to State of Georgia Executive Order 03.20.20.02, REDUCING REGULATIONS TO ASSIST THE STATE'S RESPONSE TO THE SPREAD OF COVID-19, please complete this from: <https://dch.georgia.gov/divisionsoffices/office-health-planning/covid-19-code-section-31-6-40-suspension-request-form>