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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

## ***CERTIFICATE OF NEED***

# Tracking And Appeals Report

***April 10, 2019 – April 16, 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](http://www.dch.georgia.gov)

## Letters of Intent

### **LOI2019014 Dekalb Medical Center, Inc d/b/a Emory Decatur Hospital**

Renovation of 3rd Floor

**Received: 3/22/2019**

**Application must be submitted on: 4/23/2019**

**Site:** 2701 North Decatur Road, Decatur, GA 30033 (DeKalb County)

**Estimated Cost:** \$5,232,402

### **LOI2019015 WellStar North Fulton Hospital**

Renovation of Lobby, Atrium and other Non Patient Areas

**Received: 3/22/2019**

**Application must be submitted on: 4/23/2019**

**Site:** 3000 Hospital Boulevard, Roswell, GA 30076 (Fulton County)

**Estimated Cost:** \$3,500,000

## Expired Letters of Intent

### **LOI2019012 University Hospital**

Purchase and Install an Incremental da Vinci Xi Robotic Systems

**Received: 3/4/2019**

**Application must be submitted on: 4/3/2019**

**Site:** 1350 Walton Way, Augusta, GA 30901 (Richmond County)

**Estimated Cost:** \$2,680,000

## New CON Applications

### **2019-017 The Medical Center of Central Georgia Inc dba Medical Center, Navicent Health**

Renovation of Navicent Heart Tower 8th Floor into a 24-bed ICU

**Filed: 4/4/2019**

**Site:** 777 Hemlock Street, Macon, GA 31201 (Bibb County)

**Contact:** H. Bryan Forlines, 478-633-6966

**Estimated Cost:** \$9,819,172

## Pending Review/Incomplete Applications

### **2019-014 Northeast Georgia Medical Center, Inc**

Development of a Neuro Biplane Interventional Suite on Main Campus

**Filed: 3/11/2019 Deemed Incomplete: 3/25/2019**

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

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

**Estimated Cost:** \$7,977,936

### **2019-015 Tanner Imaging Center, Inc.**

Development of Freestanding Imaging Center on Tanner Carrollton Campus

**Filed: 3/18/2019 Deemed Incomplete: 4/1/2019**

**Site:** 706 Dixie Street, Carrollton, GA 30117 (Carroll County)

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

**Estimated Cost:** \$6,834,426

### **2019016 Tanner Medical Center Inc**

Development of Hospital-Based Imaging Center on TMC Campus

**Filed: 3/28/2019 Deemed Incomplete: 4/10/2019**

**Site:** 706 Dixie Street, Carrollton, GA 30117 (Carroll County)

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

**Estimated Cost:** \$5,505,821

## Pending Review/Complete Applications

### 2018-076 Piedmont Newton Hospital, Inc d/b/a Piedmont Newton Hospital

Cost Overrun: GA2016-040 - Renovation and Expansion of Emergency Department

**Filed: 11/29/2018 Deemed Incomplete: 12/13/2018 Deemed Complete: 1/7/2019**

**60th Day Deadline: 3/7/2019**

**Decision Deadline: 5/6/2019**

**Site:** 5126 Hospital Drive NE, Covington, Ga 30014 (Newton County)

**Contact:** William Love, Executive Director 770-385-4183

**Estimated Cost:** \$11,000,000

### 2018-077 Kennestone Hospital, Inc

**OPPOSITION FILED**

Create a Hybrid Operating Room

**Filed: 12/17/2018 Deemed Complete: 12/20/2018**

**60th Day Deadline: 2/17/2019**

**Decision Deadline: 4/18/2019**

**Site:** 677 Church Street, Marietta, GA 30060 (Cobb County)

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

**Estimated Cost:** \$6,816,865

### 2018-078 Doctors Hospital of Augusta

Acquire a Fixed-Based MRI to Replace Existing Mobile MRI

**Filed: 12/17/2018 Deemed Complete: 12/20/2018**

**60th Day Deadline: 2/17/2019**

**Decision Deadline: 4/18/2019**

**Site:** 3651 Wheeler Road, Augusta, GA 30909 (Richmond County)

**Contact:** Terry T. Treadwell, CRA 706-651-6101

**Estimated Cost:** \$2,094,966

### 2018-079 Piedmont Newnan Hospital, Inc d/b/a Piedmont Newnan Hospital

Acquire and Install an Additional MRI

**Filed: 12/19/2018 Deemed Incomplete: 12/20/2018 Deemed Complete: 1/14/2019**

**60th Day Deadline: 3/14/2019**

**Decision Deadline: 5/13/2019**

**Site:** 1755 GA Highway 34 Suite 1200, Newnan, GA 30265 (Coweta County)

**Contact:** John Miles, CFO 770-400-1000

**Estimated Cost:** \$4,460,863

### 2019-001 AU Medical Center, Inc

Renovation to Create an ICU

**Filed: 1/7/2019 Deemed Incomplete: 1/22/2019 Deemed Complete: 1/28/2019**

**60th Day Deadline: 3/28/2019**

**Decision Deadline: 5/27/2019**

**Site:** 1120 15th Street, Augusta, GA 30912 (Richmond County)

**Contact:** Jennifer Miller, Asst VP 706-446-5132

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

### 2019-002 Emory Saint Joseph's Hospital of Atlanta, Inc d/b/a Saint Joseph's Hospital

Renovation of Space for Creation of Hybrid OR Suite on Campus

**Filed: 1/14/2019 Deemed Incomplete: 1/25/2019 Deemed Complete: 1/31/2019**

**60th Day Deadline: 3/31/2019**

**Decision Deadline: 5/30/2019**

**Site:** 5665 Peachtree Dunwoody Road, NE, Atlanta, GA 30342 (Fulton County)

**Contact:** Kevin Andrews, COO 678-843-7756

**Estimated Cost:** \$5,826,272

### 2019-003 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital

Renovation and Expansion of Labor and Delivery Area

**Filed: 1/14/2019 Deemed Complete: 1/28/2019**

**60th Day Deadline: 3/28/2019**

**Decision Deadline: 5/27/2019**

**Site:** 6325 Hospital Parkway, Johns Creek, GA 30097 (Fulton County)

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

**Estimated Cost:** \$4,500,000

**2019-004 Piedmont Athens Regional Medical Center**

Acquisition of da Vinci Xi Robotic Surgery System

**Filed: 1/22/2019 Deemed Complete: 2/4/2019**

**60th Day Deadline: 4/4/2019**

**Decision Deadline: 6/3/2019**

**Site:** 1199 Prince Avenue, Athens, GA 30606 (Clarke County)

**Contact:** Jody J. Corry Sr Corporate Counsel 706-475-1195

**Estimated Cost:** \$2,124,844

**2019-005 Northeast Georgia Medical Center-South Hall Campus**

Capital Expenditure Renovation to South Hall Campus Perinatal Service

**Filed: 1/22/2019 Deemed Complete: 2/5/2019**

**60th Day Deadline: 4/5/2019**

**Decision Deadline: 6/4/2019**

**Site:** 1400 River Place, Braselton, GA 30517 (Hall County)

**Contact:** Linda Berger Dir of Planning 770-219-9000

**Estimated Cost:** \$6,107,597

**2019-006 WellStar Atlanta Medical Center**

Establishment of a Diagnostic Center

**Filed: 1/28/2019 Deemed Incomplete: 2/8/2019 Deemed Complete: 2/12/2019**

**60th Day Deadline: 4/12/2019**

**Decision Deadline: 6/11/2019**

**Site:** 303 Parkway Drive NE, Atlanta, GA 30312 (Fulton County)

**Contact:** April Austin Mgr Strategic Planning 470-644-0057

**Estimated Cost:** \$3,621,665

**2019-007 Northeast Medical Center, Inc**

Addition to Inpatient Care Beds

**Filed: 2/7/2019 Deemed Complete: 2/21/2019**

**60th Day Deadline: 4/21/2019**

**Decision Deadline: 6/20/2019**

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

**Contact:** Linda Berger, Director of Planning 770-219-9000

**Estimated Cost:** \$13,373,635

**2019-008 Northeast Georgia Medical Center- South Hall Campus**

Megavoltage Radiation Therapy- [Batching](#)

**Filed: 2/19/2019 Deemed Complete: 2/19/2019**

**60th Day Deadline: 4/19/2019**

**Decision Deadline: 6/18/2019**

**Site:** 1515 River Place, Braselton, GA 30517 (Hall County)

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

**Estimated Cost:** \$8,424,665

**2019-009 Donalsonville Hospital, Inc**

Psych/Substance Abuse Services - [Batching](#)

**Filed: 2/19/2019 Deemed Complete: 2/19/2019**

**60th Day Deadline: 4/19/2019**

**Decision Deadline: 6/18/2019**

**Site:** 102 Hospital Circle, Donalsonville, GA 39845 (Seminole County)

**Contact:** Charles H. Orrick, Admin 229-524-5217

**Estimated Cost:** \$143,000

**2019-010 CRMC Radiation Therapy Center**

Megavoltage Radiation Therapy- [Batching](#)

**Filed: 2/19/2019 Deemed Complete: 2/19/2019**

**60th Day Deadline: 4/19/2019**

**Decision Deadline: 6/18/2019**

**Site:** 3131 Main Street, Moultrie, GA 31768 (Colquitt County)

**Contact:** James L. Mahoney, CEO & Pres 229-890-3570

**Estimated Cost:** \$7,708,305

**2019-011 Jefferson Hospital**

Psych/Substance Abuse Services- [Batching](#)

**Filed: 2/19/2019 Deemed Complete: 2/19/2019**

**60th Day Deadline: 4/19/2019**

**Decision Deadline: 6/18/2019**

**Site:** 1067 Peachtree Street, Louisville, GA 30434 (Jefferson County)

**Contact:** Lou Semrad III, CEO 478-625-7000

**Estimated Cost:** \$2,526,250

**2019-012 Northside Hospital Cancer Institute Radiation Oncology -**

Megavoltage Radiation Therapy-[Batching](#)

**Filed: 2/19/2019 Deemed Complete: 2/19/2019**

**60th Day Deadline: 4/19/2019**

**Decision Deadline: 6/18/2019**

**Site:** 771 Old Norcross Road, Lawrenceville, GA 30046 (Gwinnett County)

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

**Estimated Cost:** \$17,972,866

**2019-013 Grady Memorial Hospital**

Cost Overrun for CON2016-003 Renovation of Space on 7th, 9th, and 11th Floors

**Filed: 3/11/2019 Deemed Complete: 3/25/2019**

**60th Day Deadline: 5/23/2019**

**Decision Deadline: 7/22/2019**

**Site:** 80 Jesse Hill Drive, SE, Atlanta, GA 30303 (Fulton County)

**Contact:** Shannon Sale, CSO 404-616-7029

**Estimated Cost:** \$7,360,017

## Recently Approved Applications

**2018-069 Grady Memorial Hospital Corporation d/b/a Grady Health System**

Development of Ambulatory Services Center

**Filed: 10/29/2018 Deemed Incomplete: 11/9/2018 Deemed Complete: 11/15/2018**

**60th Day Deadline: 1/13/2019**

**Decision Deadline: 3/14/2019**

**APPROVED: 3/14/2019**

**Site:** 80 Jesse Hill Drive, SE, Atlanta, GA 30303 (Fulton County)

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

**Estimated Cost:** \$195,421,983

**2018-070 Bayview Nursing Home LLC**

Renovation Expenditure

**Filed: 11/8/2018 Deemed Complete: 11/19/2018**

**60th Day Deadline: 1/17/2019**

**Decision Deadline: 3/18/2019**

**APPROVED: 3/18/2019**

**Site:** 12884 Cleveland Street West, Nahunta, GA 31553 (Brantley County)

**Contact:** Chip Davis 478-988-1294

**Estimated Cost:** \$4,442,507

**2018-071 Northside Hospital Cherokee**

32 Bed Expansion and Campus Reconfiguration

**Filed: 11/13/2018 Deemed Complete: 11/27/2018**

**60th Day Deadline: 1/25/2019**

**Decision Deadline: 3/26/2019**

**APPROVED: 3/26/2019**

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

**Contact:** Brian Toporek, Sr Planner 404-851-6821

**Estimated Cost:** \$39,800,317

**2018-072 Braselton ASC, LLC**

Develop a Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms - Batching

**Filed: 11/26/2018 Deemed Complete: 11/26/2018**

**60th Day Deadline: 1/24/2019**

**Decision Deadline: 3/25/2019**

**APPROVED: 3/25/2019**

**Site:** 1524 River Place, Gainesville, GA 30517 (Hall County)

**Contact:** Linda Berger 770-219-6631

**Estimated Cost:** \$27,374,000

## Recently Denied Applications

**2018-073 Braselton Surgical Specialist Center, LLC**

Establish a Freestanding Multispecialty ASC with Three OR's and 1 Procedure Room- Batching

**Filed: 11/26/2018 Deemed Complete: 11/26/2018**

**60th Day Deadline: 1/24/2019**

**Decision Deadline: 3/25/2019**

**DENIED: 3/25/2019**

**Site:** 1255 Friendship Road, Braselton, GA 30517 (Hall County)

**Contact:** Brian Toporek, Sr Planner 404-851-6821

**Estimated Cost:** \$23,895,037

**2018-074 Savannah Health Services, LLC d/b/a Memorial Health University  
Medical Cent**

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

**Filed: 11/26/2018 Deemed Complete: 11/26/2018**

**60th Day Deadline: 1/24/2019**

**Decision Deadline: 3/25/2019**

**DENIED: 3/25/2019**

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

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

**Estimated Cost:** \$7,232,000

**2018-075 Savannah Health Services, LLC d/b/a Memorial Health University  
Medical Cent**

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

**Filed: 11/26/2018 Deemed Complete: 11/26/2018**

**60th Day Deadline: 1/24/2019**

**Decision Deadline: 3/25/2019**

**DENIED: 3/25/2019**

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

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

**Estimated Cost:** \$8,129,250

## 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.

**DET2018-143 Willingway, Inc (Willingway Hospital)** Request for Letter of Determination regarding the reviewability of an increase in the authorized bed capacity of its hospital facility, approved on 10/15/2018. UHS of Savannah, LLC d/b/a Coastal Harbor Behavioral Health and d/b/a Coastal Harbor Treatment Center (collectively, “Coastal”) filed request for Administrative Appeal on 11/14/2018. Hearing Officer: L. Lynn Hogue, Ph.D., J.D. Willingway Hospital withdraws its original (7/16/2018) Request for Determination, 3/15/2019. Willingway, Inc withdrew its Determination Request and Order of Dismissal issued, 3/28/2019.

## 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.

### **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.

**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:** Pending

**2017-072 Encompass Health Rehabilitation Hospital of Henry County (Henry)**

Establish a Fifty (50) Bed Comprehensive Rehabilitation Inpatient Facility- Batching

**Agency Decision:** Denied, 3/26/2018

**Appealed By:** Encompass Rehabilitation Hospital of Henry County, LLC ("Encompass"), 4/18/2018. Requests to Intervene filed separately by Prime Healthcare Foundation-Southern Regional, LLC ("SRMC"), 4/26/18 (withdrawn, 5/4/2018), and by Southern Crescent Traumatic Brain Injury Center ("SCTBI"), 4/25/18. SCTBI Request to Intervene dismissed, 12/3/18.

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

**Hearing Date:** 1/22/2019

**Hearing Decision:** Hearing Officer issued Order Remanding Appeal to Department of Community Health, 4/1/2019.

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

**Hearing Decision:** Pending



**2018-018 Diagnostic Systems, Inc. (Chatham)**

Replace Existing MRI System

**Agency Decision:** Denied, 8/9/2018

**Appealed By:** Applicant, 9/6/2018

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

**Hearing Date:** 1/17/2019

**2018-027 American Health Imaging of Georgia LLC d/b/a Marietta Imaging LLC (Cobb)**

Addition of CT Scanner to Existing OP Imaging Center

**Agency Decision:** Denied, 9/17/2018

**Appealed By:** Applicant, American Health Imaging of Georgia d/b/a Marietta Imaging, LLC, 10/15/2018

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

**Hearing Date:** 3/12/2019, 3/14-15/2019 9AM

**2018-033 Grady General Hospital Nursing Home (Grady)**

Develop a New 75-Bed Skilled Nursing Facility - Batching

**Agency Decision:** Denied, 9/25/2018

**Appealed By:** John D. Archbold Memorial Hospital, Inc. d/b/a Grady General Hospital ("Grady General"), 10/23/2018

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

**Hearing Date:** 9 AM/5<sup>th</sup> Floor on 4/15-16/2019, 4/18/2019, (4/19/2019 tentative date)

**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/5<sup>th</sup> Floor

**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/5<sup>th</sup> Floor

## **Requests for LNR for Diagnostic or Therapeutic Equipment**

**LNR-EQT2018025 Allegiance Imaging and Radiology, LLC**

Acquisition of Fixed CT Scanner

**Request received:** 6/7/2018

**Contact Person:** Sean Mahan, MD, Managing Mmbr. 407-699-1100

**Determination:** Pending

**LNR-EQT2019001 Omega Professional Radiology Services of Georgia, LLC**

Fixed Magnetic Resonance Imaging & Fixed CT Scanner

**Request received:** 1/18/2019

**Contact Person:** William Romani, MD 985-373-7383

**Determination:** Pending

**LNR-EQT2019002 South Atlanta Radiology Associates PC**

CT Scanner - Fixed

**Request received:** 1/22/2019

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

**Determination:** Pending

**LNR-EQT2019003 South Atlanta Radiology Associates PC**

Operational Lease of Mobile MRI

**Request received:** 1/28/2019

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

**Determination:** Pending

**Opposition:** American Health Imaging of Georgia, LLC- 2/26/2019

**LNR-EQT2019004 Village Podiatry Group, LLC**

Magnetic Resonance Imaging- Fixed

**Request received:** 1/28/2019

**Contact Person:** Garrett Reilly, Director AS 770-384-0284 ext 10102

**Determination:** Approved

**Determination Date:** 4/5/2019

**LNR-EQT2019005 Elite Radiology of Georgia, LLC**

Magnetic Resonance Imaging- Fixed

**Request received:** 2/6/2019

**Contact Person:** Kevin Johnson, CEO 954-292-9493

**Determination:** Approved

**Determination Date:** 3/27/2019

**LNR-EQT2019006 South Atlanta Radiology Associates, PC**

CT Scanner- Fixed

**Request received:** 2/14/2019

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

**Determination:** Pending

**LNR-EQT2019007 Piedmont Hospital, Inc d/b/a Piedmont Atlanta Hospital**

Robotic Arms & Ultrasounds

**Request received:** 3/12/2019

**Contact Person:** Joe Wach, Director Line Dev 404-605-2335

**Determination:** Pending

**LNR-EQT2019008 Piedmont Athens Regional Medical Center, Inc**

CT Scanner-Fixed

**Request received:** 3/12/2019

**Contact Person:** Jody Corry, Esq, Sr CC 706-475-1195

**Determination:** Pending

**LNR-EQT2019009 Legacy Brain & Spine, LLC**

Purchase Fixed MRI

**Request received:** 3/15/2019

**Contact Person:** Said Elshihabi, MD 770-291-8987

**Determination:** Pending

**LNR-EQT2019010 Kennestone Hospital Inc., d/b/a WellStar Kennestone Hospital**

Purchase Interventional Radiology System

**Request received:** 3/15/2019

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

**Determination:** Pending

**LNR-EQT2019011 Savannah Health Services, LLC d/b/a Memorial Health University**

CT Scanner- Fixed

**Request received:** 3/20/2019

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

**Determination:** Pending

**LNR-EQT2019012 Georgia Pain and Wellness Center**

Magnetic Resonance Imaging-Fixed

**Request received:** 3/20/2019

**Contact Person:** Chad Hooker, VP Strat & Dev 770-962-3642

**Determination:** Pending

**LNR-EQT2019013 DeKalb Medical Center, Inc d/b/a Emory Decatur Hospital**

Interventional Radiology

**Request received:** 4/1/2019

**Contact Person:** Jennifer Schuck, VPO 404-501-4622  
**Determination:** Pending

**LNR-EQT2019014 Joseph J. Busch Jr. MD PC**  
Magnetic Resonance Imaging- Fixed  
**Request received:** 4/3/2019  
**Contact Person:** Jeffrey Mustari 404-806-5575  
**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:** Dr. Sogade 478-322-111  
**Determination:** Pending

**LNR-ASC2019001 Atlanta Surgery North, LLC**  
Own and Operate a (1) One Room Outpatient Surgery Center  
**Site:** 116600 Alpharetta Highway, Bldg 700 Ste 710 Roswell GA 30076  
**Number of OR's:** 1      **Specialty:** Medical Practice  
**Project costs as submitted:** \$1,006,133.03  
**Request received:** 2/21/2019  
**Contact Person:** Joseph R. Ross, Partner 912-232-7182  
**Determination:** Pending

**LNR-ASC2019002 Oconee Surgery Center, LLC**  
Proposes to Own and Operate a Two (2) Room Outpatient Surgery Center  
**Site:** 1357 Oconee Connector, Bldg 100 Ste 102 Watkinsville, GA 30677  
**Number of OR's:** 2      **Specialty:** Gynecological Surgery Procedures  
**Project costs as submitted:** \$1,096,622.55  
**Request received:** 3/4/2019  
**Contact Person:** Joseph R. Ross, Partner 912-232-7182  
**Determination:** Pending

**LNR-ASC2019003 Ideal Body Institute, LLC**  
Proposes to Own and Operate a three (3) Room Outpatient Surgery Center  
**Site:** 371 East Paces Ferry Rd, 4th Floor Suite 450, Atlanta Ga 30305  
**Number of OR's:** 3      **Specialty:** General Surgery Procedures  
**Project costs as submitted:** \$2,038,739.98  
**Request received:** 3/12/2019  
**Contact Person:** Joseph R. Ross, Partner 912--232-7182  
**Determination:** Pending

**LNR-ASC2019004 Alliance Surgery Center at Johns Creek, LLC**  
Establish a New Physician Owned Single Specialty AS Treatment Center  
**Site:** 6920 McGinnis Ferry Rd, Ste 360B, Suwanee, GA 30024  
**Number of OR's:** 2      **Specialty:** Pain Management Medicine  
**Project costs as submitted:** \$261,000.00  
**Request received:** 3/18/2019  
**Contact Person:** Victoria Beck, CFO 404-403-8310  
**Determination:** Pending

## Requests for Miscellaneous Letters of Determination

### **DET2018083 Windward Surgery Center, LLC**

Conversion of Pain Mgmt PO-Based LNR ASC to Exempt ASC

**Request received:** 4/26/2018

**Contact Person:** Michael Skaliy, M.D. 770-844-3242

**Determination:** Pending

### **DET2018212 American Health Imaging of Georgia, LLC**

Replacement of CON- Authorized CT Unit

**Request received:** 12/4/2018

**Contact Person:** Stephen Janis, CDO 40-296-5887 ext 2201

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

### **DET2018213 American Health Imaging of Georgia, LLC**

Replacement of CON-Approved MRI Unit

**Request received:** 12/4/2018

**Contact Person:** Stephen Janis, CDO 404-296-5887 ext 2201

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

### **DET2018214 American Health Imaging of Georgia, LLC**

Relocation of Existing Healthcare Facility

**Request received:** 12/4/2018

**Contact Person:** Stephen Janis, CDO 404-296-5887 ext 2201

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

### **DET2018229 Wellstar Atlanta Medical Center, Inc d/b/a Wellstar Atlanta Medical Center**

Replacement of Cardiac Cath Lab Equipment & Associated Renovations

**Request received:** 12/28/2018

**Contact Person:** April Austin, Mgr Strat Plan 470-644-0057

**Determination:** Pending

### **DET2019004 Northeast Georgia Medical Center**

Replacement of Existing Linear Accelerator Equipment

**Request received:** 1/9/2019

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

**Determination:** Pending

### **DET2019023 University Health Services**

Replacement of Previously Approved CON Diagnostic Equipment

**Request received:** 1/31/2019

**Contact Person:** Jackie M. Kendinger AGC 706-774-8044

**Determination:** Pending

### **DET2019024 Encompass Health Rehabilitation Hospital of Newnan, LLC**

Exempt Increase In Bed Capacity Based on Hospital Utilization

**Request received:** 2/1/2019

**Contact Person:** Walter Smith, Director 205-970-7926

**Determination:** Pending

### **DET2019025 Encompass Health Walton Rehabilitation Hospital, LLC**

Exempt Increase in Bed Capacity Based on Hospital Utilization

**Request received:** 2/1/2019

**Contact Person:** Walter Smith, Director 205-970-7926

**Determination:** Pending

### **DET2019028 CHMG of Griffin, LLC dba Kindred Home**

Request to Transfer Home Health Counties

**Request received:** 2/6/2019

**Contact Person:** John Nichols, Licensing 913-814-2077

**Determination:** Non-reviewable as proposed **Determination Date:** 3/27/2019

**DET2019029 Alliance Healthcare Services**

Mobile PET/CT Unit for CON-Approved Georgia Providers

**Request received:** 2/8/2019

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

**Determination:** Non-reviewable as proposed **Determination Date:** 3/28/2019

**DET2019030 Alliance HealthCare Services**

Mobile PET/CT unit for CON-Approved Georgia Providers

**Request received:** 2/8/2019

**Contact Person:** Ken Manning, MS,CRA 770-605-1070

**Determination:** Non-reviewable as proposed **Determination Date:** 3/28/2019

**DET2019031 Savannah Health Services, LLC d/b/a Memorial Health University Medical**

Replace Medical Vacuum System Pumps and AHU-14 Central

**Request received:** 2/7/2019

**Contact Person:** John Burdett, Director 912-350-8000

**Determination:** Non-reviewable as proposed **Determination Date:** 3/21/2019

**DET2019032 King's Bridge Retirement Center, Inc.**

Expand ALC Capacity From 40 (forty) to 80(eighty) Beds

**Request received:** 2/11/2019

**Contact Person:** Kevin Shaw, Exec Director 404-982-9185

**Determination:** Non-reviewable as proposed **Determination Date:** 3/28/2019

**DET2019033 Indigo Hall Augusta Operating Company, LLC d/b/a Thrive at Augusta**

New Construction of a Multi-Story Facility Licensed as an ALC Facility

**Request received:** 2/11/2019

**Contact Person:** Kimberly Gebert, Operations 678-314-2619

**Determination:** Non-reviewable as proposed **Determination Date:** 3/28/2019

**DET2019034 Cobb Hospital, Inc d/b/a WellStar Cobb Hospital**

Replacement of Existing Cardiac Catheterization Equipment

**Request received:** 2/11/2019

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

**Determination:** Non-reviewable as proposed **Determination Date:** 3/29/2019

**DET2019035 Canopy WR Operations, LLC**

Construction and Operation of a New Assisted Living Facility

**Request received:** 2/12/2019

**Contact Person:** Brad Womble, COO 386-984-6020

**Determination:** Non-reviewable as proposed **Determination Date:** 3/29/2019

**DET2019036 Azalea Grove Operations, LLC**

Construction and Operation of a new Assisted Living Facility

**Request received:** 2/12/2019

**Contact Person:** Brad Womble, COO 386-984-6020

**Determination:** Non-reviewable as proposed **Determination Date:** 3/29/2019

**DET2019037 The Cottages on Wesleyan Assited Living, LLC**

Assisted Living Capacity Change

**Request received:** 2/19/2019

**Contact Person:** Joy Johnson, Exec Director 478-405-8280

**Determination:** Non-reviewable as proposed **Determination Date:** 4/5/2019

**DET2019038 American Health Imaging of Georgia, LLC d/b/a American Health Imaging of**

Replacement of CON-Approved MRI Unit

**Request received:** 2/26/2019

**Contact Person:** Stephen R. Janis, CDO 404-296-5887

**Determination:** Pending

**DET2019039 Atlanta Foot & Leg Clinic, PA d/b/a Clayton Outpatient Surgery Center**

Provide Vascular/Orthopedic Podiatric Surgical Srvcs-Leg, Ankle & Foot

**Request received:** 2/28/2019

**Contact Person:** Renee Grimsley, Administrator 866-306-2121  
**Determination:** Pending

**DET2019040 John D. Archbold Memorial Hospital**

Unit Renovations Below Capital Threshold

**Request received:** 2/28/2019

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

**Determination:** Pending

**DET2019041 The Hospital Authority of Houston County**

Pharmacy Renovation to Comply with Federal Pharmacopeia Guidelines

**Request received:** 3/1/2019

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

**Determination:** Pending

**DET2019042 The Fountains In Cartersville LLC, A. Craig Thomas**

A New Assisted Living and Memory Care

**Request received:** 3/4/2019

**Contact Person:** A. Craig Thomas, Owner 678-618-1022

**Determination:** Pending

**DET2019043 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Upgrade of C-Sector Rooms to Ors in Order to Perform GYN Surgical Case

**Request received:** 3/6/2019

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

**Determination:** Pending

**DET2019044 Grady Memorial Hospital Corporation d/b/a Grady Health System**

Pharmacy Renovation to Comply with US Pharmacopeia Guidelines

**Request received:** 3/8/2019

**Contact Person:** Shannon Sale, CSO 404-616-7029

**Determination:** Pending

**DET2019045 Southeastern Regional Medical Center, Inc**

Neuroendocrine Infusion Room

**Request received:** 3/11/2019

**Contact Person:** David Kent 700-400-6261

**Determination:** Pending

**DET2019046 AU Medical Center, Inc**

Relocation of Medical Oncology

**Request received:** 3/11/2019

**Contact Person:** Jennifer Miller, AVP StratPlan 706-446-5132

**Determination:** Pending

**DET2019047 AU Medical Center, Inc**

Relocation of Pharmacy

**Request received:** 3/11/2019

**Contact Person:** Jennifer Miller, AVP StratPlan 706-446-5132

**Determination:** Pending

**DET2019048 Piedmont Athens Regional Medical Center, Inc**

Piedmont Athens Regional Medical Center HHA Indigent & Charity Care Co

**Request received:** 3/11/2019

**Contact Person:** Jody J. Corry, Sr Corp Counsel 706-475-1195

**Determination:** Pending

**DET2019049 Georgia Living Management, Inc**

Construct 12-Bed Memory Care Wing and Increase PCH Capacity by 30%

**Request received:** 3/15/2019

**Contact Person:** William E. Wright, COO 912-489-4468

**Determination:** Pending

**DET2019050 Kennestone Hospital, Inc d/b/a Windy Hill Hospital**

Change to CMS Certification

**Request received:** 3/15/2019

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

**Determination:** Pending

**Opposition:** Emory University d/b/a Emory University Hospital Smyrna- 4/12/2019; Saint Joseph's Hospital of Atlanta, Inc. d/b/a Emory Saint Joseph's Hospital- 4/12/2019

**DET2019051 Georgia Living Management, Inc**

Development and Construction of A Personal Care Home

**Request received:** 3/18/2019

**Contact Person:** William E. Wright, COO 912-489-4468

**Determination:** Pending

**DET2019052 Decatur Health Resources, Inc. d/b/a Emory Long Term Acute Care**

USP 797 Pharmacy Upgrades

**Request received:** 3/19/2019

**Contact Person:** Jennifer Schuck, VPO 404-501-4622

**Determination:** Pending

**DET2019053 Emory Healthcare, Inc d/b/a Emory Hillandale Hospital**

USP Pharmacy Upgrades

**Request received:** 3/19/2019

**Contact Person:** Jennifer Schuck, VPO 404-501-4622

**Determination:** Withdr/Appl Prior to Dec

**Date of Withdrawal:** 3/26/2019

**DET2019054 Tanner Medical Center, Inc**

Exempt Increase In Bed Capacity

**Request received:** 3/19/2019

**Contact Person:** Paul Perrotti, SVP CO/CSO 770-812-9580

**Determination:** Pending

**DET2019055 Improved Living Towne Club Windermere Assisted Living, LLC**

Increase in Assisted Living Beds

**Request received:** 3/21/2019

**Contact Person:** Donna Adlington, Exec Dir 770-844-7779

**Determination:** Pending

**DET2019056 Donalsonville Hospital, Inc**

Addition of 4 Beds To Existing 8 Bed Pediatric Acute Care/Sub Abuse

**Request received:** 3/22/2019

**Contact Person:** Charles H. Orrick, Admin 229-524-5217

**Determination:** Pending

**DET2019057 DeKalb Medical Center, Inc d/b/a Emory Decatur Hospital**

Build Out New Infusion Pharmacy and Laboratory

**Request received:** 3/22/2019

**Contact Person:** Jennifer Schuck, VPO 404-501-4622

**Determination:** Pending

**DET2019058 DeKalb Medical Center, Inc d/b/a Emory Hillandale Hospital**

USP 800 Pharmacy Upgrades

**Request received:** 3/25/2019

**Contact Person:** Jennifer Schuck, VPO 404-501-4622

**Determination:** Pending

**DET2019059 KJB Tenant Thomasville, LLC**

Capacity Increase for Personal Care Home

**Request received:** 3/27/2019

**Contact Person:** Christy Cooke, Exec Director 229-977-7704

**Determination:** Pending

**DET2019060 DeKalb Medical Center, Inc d/b/a Emory Hillandale Hospital**

Replacement of Linear Accelerator

**Request received:** 3/28/2019

**Contact Person:** Jennifer Schuck, VPO 404-501-4622

**Determination:** Pending

**DET2019061 American Health Imaging of Georgia, LLC**

Replacement of CON-Approved MRI Unit

**Request received:** 3/28/2019

**Contact Person:** Stephen Janis, CDO 404-296-5887

**Determination:** Pending

**DET2019062 Glenlake Senior Care LLC**

Existing Assisted Living Community Capacity Increase

**Request received:** 4/11/2019

**Contact Person:** Allison Ramirez 407-255-2224

**Determination:** Pending

**DET2019063 Hiram Senior Center LLC**

Construction & Operation of a 100 Bed ALC

**Request received:** 4/12/2019

**Contact Person:** William B.Creekmore, Mgr 770-318-5412

**Determination:** Pending

## Requests for Extended Implementation/Effective Period

none

## Need Projection Analyses Posted **3/29/2019**

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

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

2023 Non Special MRT Need Projection – Posted 12/21/2018

2023 PET Need Projection – Posted 12/21/2018

2023 Ambulatory Surgical Services Need Projection by HPA– Posted 3/29/2019

2023 Inpatient Physical Rehab Need Projections for Pediatric and Adult Services – Posted 3/29/2019

2023 Neonatal Intermediate Care Bed Need Projection – Posted 3/29/2019

2023 Neonatal Intensive Care Bed Need Projection – Posted 3/29/2019

2023 Obstetric Services Bed Need Projection – Posted 3/29/2019

2021 Nursing Home Bed Need Projection – Posted 3/29/2019

2021 Home Health Agency Services Need Projections Summary - Posted 3/29/2019

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](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 4/16/2019)

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	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	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 3/29/2019 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](#)

[Obstetrical Services](#)

[Neonatal Intensive Care Unit Service](#)

[Neonatal Intermediate Care Services](#)

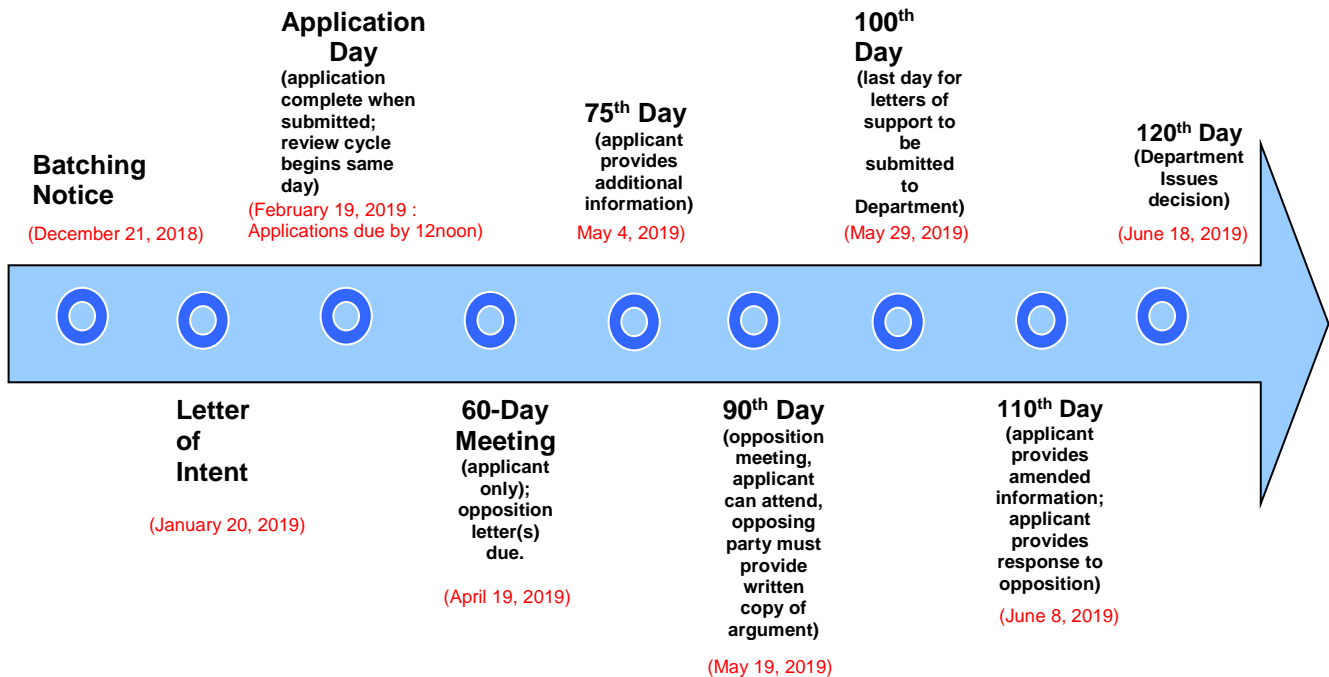
[Ambulatory Surgery](#)

[Inpatient Physical Rehabilitation](#)

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

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

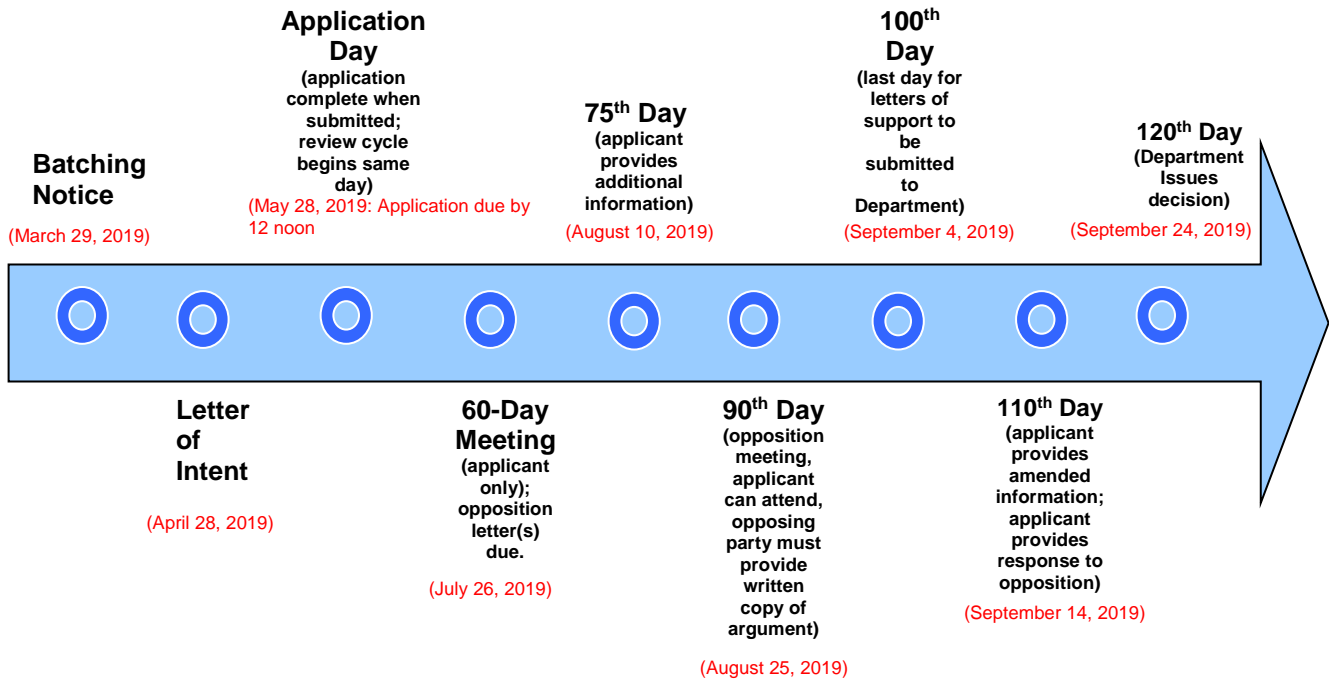
## WINTER CYCLE



- ▶ 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)

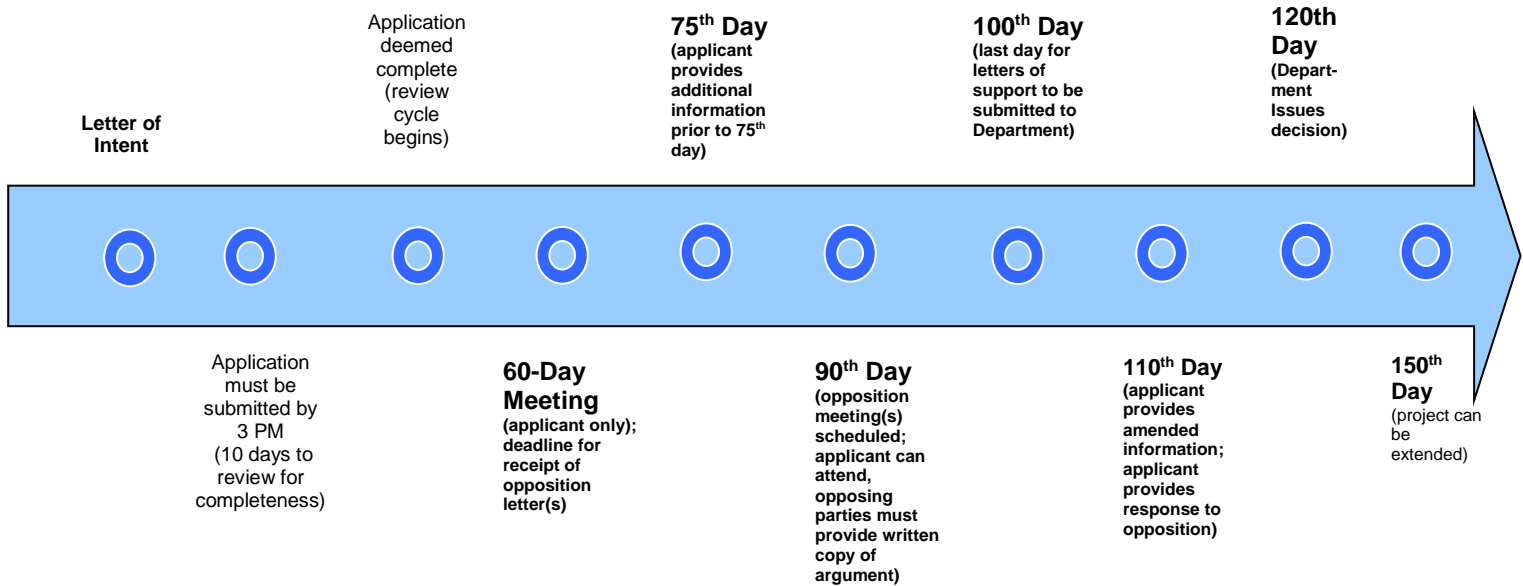
# BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

## 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)

# 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

For general questions related to the Office of Health Planning, LNR/DET letters, and other CON related matters please contact Roxana Tatman, Interim Executive Director and Legal Director, Office of Health Planning  
([rtatman@dch.ga.gov](mailto:rtatman@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 Determination Request form with the required filing fee of \$250. Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center and equipment below the threshold are considered requests for a Letter of Nonreviewability ("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 [www.GaMap2Care.info](http://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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