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Office of Health Planning



GEORGIA DEPARTMENT
OF COMMUNITY HEALTH

CERTIFICATE OF NEED

Tracking And Appeals Report

April 14, 2021 – April 20, 2021

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

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

IMPORTANT NOTICES

Letters of Intent

none

Letters of Intent – Batching

none

Expired Letters of Intent

none

Withdrawn CON Applications

none

New CON Applications

none

Pending Review/Incomplete Applications

none

Pending Review/Complete Applications

2020-038 American Health Imaging Stand Up MRI

American Health Imaging Stand Up MRI

OPPOSITION FILED

Filed: 12/9/2020 **Deemed Complete:** 12/22/2020

60th Day Deadline: 2/19/2021

Decision Deadline: 4/20/2021

Site: 6590 Powers Ferry Road NW, GA 30339 (Fulton County)

Contact: Scott W. Arant 404-296-5887

Estimated Cost: \$1,318,750

2021-001 Piedmont Rockdale Hospital

Addition of 23 Inpatient Beds

Filed: 1/11/2021 **Deemed Incomplete:** 1/22/2021 **Deemed Complete:** 2/2/2021

60th Day Deadline: 4/2/2021

Decision Deadline: 6/1/2021

Site: 1412 Millstead Avenue, Conyers, GA 30012 (Rockdale County)

Contact: Blake Watts, Exec. Dir. Operations 770-918-3755

Estimated Cost: \$13,291,416

2021-002 Townsend Park Health and Rehabilitation

Replacement of Facility

Filed: 1/20/2021 **Deemed Complete:** 2/3/2021

60th Day Deadline: 4/3/2021

Decision Deadline: 6/2/2021

Site: 196 North Dixie Avenue, Cartersville, GA 30120 (Bartow County)

Contact: Stelling Nelson 478-986-7484

Estimated Cost: \$11,677,157

2021-003 Northside Hospital Cherokee

Add 4 Shared Operating Rooms

Filed: 1/20/2021 **Deemed Complete:** 2/3/2021

60th Day Deadline: 4/3/2021

Decision Deadline: 6/2/2021

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

Contact: Brian Toporek 404-851-6821

Estimated Cost: \$17,506,202

2021-004 Piedmont Athens Regional Medical Center

Addition of 68 Short-Stay General Hospital Beds

Filed: 2/10/2021 **Deemed Complete:** 2/24/2021

60th Day Deadline: 4/24/2021

Decision Deadline: 6/23/2021

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

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

Estimated Cost: \$41,608,024

2021-006 Wellstar Cobb Hospital

Establish Mobile PET Service – [Batching](#)

Filed: 2/16/2021 **Deemed Complete:** 2/16/2021

60th Day Deadline: 4/16/2021

Decision Deadline: 6/15/2021

Site: 3950 Austell Road, Austell, GA 30106 (Cobb County)

Contact: April Austin 470-644-0057

Estimated Cost: \$145,000

2021-007 Wellstar North Fulton Hospital

Establish CyberKnife Radiation Therapy Service – [Batching](#)

Filed: 2/16/2021 **Deemed Complete:** 2/16/2021

60th Day Deadline: 4/16/2021

Decision Deadline: 6/15/2021

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

Contact: April Austin 470-644-0057

Estimated Cost: \$10,427,668

OPPOSITION FILED

2021-008 St. Joseph's/Candler Radiation Oncology - Statesboro

Establish Non-Special MegaVoltage Radiation Therapy Service – [Batching](#)

Filed: 2/16/2021 **Deemed Complete:** 2/16/2021

60th Day Deadline: 4/16/2021

Decision Deadline: 6/15/2021

Site: Parcel ID: MS75000019 000, Statesboro, GA 30458 (Bulloch County)

Contact: Brad Trower 912-819-6557

Estimated Cost: \$18,138,218

OPPOSITION FILED

2021-009 Wellstar Paulding Hospital

Add Second Linear Accelerator - [Batching](#)

Filed: 2/16/2021 **Deemed Complete:** 2/16/2021

60th Day Deadline: 4/16/2021

Decision Deadline: 6/15/2021

Site: 2518 Jimmy Lee Smith Parkway, Hiram, GA 30141 (Paulding County)

Contact: April Austin 470-644-0057

Estimated Cost: \$10,463,665

2021-010 South Georgia Center for Cancer Care

Add Linear Accelerator – [Batching](#)

Filed: 2/16/2021 **Deemed Complete:** 2/16/2021

60th Day Deadline: 4/16/2021

Decision Deadline: 6/15/2021

Site: 27 Lester Road, Statesboro, GA 30458 (Bulloch County)

Contact: Christa Newton 615-467-7417

Estimated Cost: \$5,806,822

OPPOSITION FILED

2021-012 UCBC Radiation - Lavonia

Establish Non-Special MegaVoltage Radiation Therapy Service – [Batching](#)

Filed: 2/16/2021 **Deemed Complete:** 2/16/2021

60th Day Deadline: 4/16/2021

Decision Deadline: 6/15/2021

OPPOSITION FILED

Site: Clear Creek Pkwy and Ralph Owens Pkwy, Lavonia, GA 30553 (Franklin County)

Contact: Loretta Goodson 706-353-5016

Estimated Cost: \$10,493,245

2021-013 American Health Imaging of Canton

Addition of a Second MRI Unit

Filed: 3/12/2021 **Deemed Complete:** 3/26/2021

60th Day Deadline: 5/24/2021

Decision Deadline: 7/23/2021

Site: 100 Liberty Boulevard, Suite 100, Canton, GA 30114 (Cherokee County)

Contact: Scott W. Arant, Chief Executive Officer 404-296-5887

Estimated Cost: \$1,271,000

2021-014 Northeast Georgia Medical Center, Inc.

Construct New Tower on Main Campus

Filed: 3/24/2021 **Deemed Complete:** 4/7/2021

60th Day Deadline: 6/5/2021

Decision Deadline: 8/4/2021

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

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

Estimated Cost: \$700,000,000

Recently Approved Applications

2020-037 American Health Imaging of Savannah

CT Scanner Acquisition

OPPOSITION FILED

Filed: 11/18/2020 **Deemed Incomplete:** 12/1/2020 **Deemed Complete:** 12/2/2020

60th Day Deadline: 1/30/2021

Decision Deadline: 3/31/2021

APPROVED: 3/31/2021

Site: 30 Janet Drive, Suite 101, Savannah, GA 31405 (Chatham County)

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

Estimated Cost: \$386,250

Recently Denied Applications

none

Appealed Determinations

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. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied WellStar Windy Hill's Motion for Summary Adjudication and affirmed the Department's 8/21/2019 determination, 10/2/2020. WellStar Windy Hill requests Commissioner Review, 11/2/2020.

Commissioner Review Decision: Affirmed Hearing Officer's 10/2/2020 decision to deny WellStar Windy Hill's Motion for Summary Adjudication, 12/1/2020. WellStar Windy Hill filed Petition for Judicial Review, 12/31/2020.

DET-EQT2020032 CHI Memorial Hospital-Georgia, Inc. ("Memorial") Request for Equipment Letter of Determination received on 4/13/2020, regarding the acquisition of a Siemens Magnetom Aera 1.5T MRI and a Siemens AS64 Eco CT scanner.

Agency Decision: Approved on 6/11/2020

Appealed: Battlefield Imaging, LLC (“BI”) filed Request for Administrative Appeal on 7/6/2020. BI filed Request for Stay of Determination Pending Administrative Appeal on 7/30/2020.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied BI’s Motion for Summary Adjudication; granted Memorial’s Motion for Summary Adjudication; granted the Department’s Motion for Summary Adjudication, 11/6/2020. BI requested Commissioner Review, 12/9/2020.

Commissioner Review Decision: Affirmed Hearing Officer’s 11/6/2020 decision denying BI’s Motion for Summary Adjudication, granting the Department’s and Memorial’s Motions for Summary Adjudication, and affirming the Department’s 6/11/2020 determination, 1/5/2021.

DET2020-113 Adventist Health System Georgia, Inc. d/b/a AdventHealth Gordon (“AdventHealth”) Request for Letter of Determination received on 5/13/2020, regarding the performance of therapeutic cardiac catheterization procedures.

Agency Decision: Approved on 7/15/2020

Appealed: Hamilton Medical Center, Inc. (“Hamilton”) filed Request for Administrative Appeal on 8/13/2020.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: N/A

Hearing Decision: Hearing Officer denied Hamilton’s Request for Administrative Appeal; granted AdventHealth’s Motion for Summary Adjudication; affirmed the Department’s 7/15/2020 determination, 12/10/2020. Hamilton filed a Request for Commissioner Review 1/11/2021.

Commissioner Review Decision: Affirms the December 10, 2020 decision of the Hearing Officer denying Hamilton’s Request for Appeal, granting Adventist’s Motion for Summary Adjudication and affirming the Department’s determination letter approving Adventist’s request to offer therapeutic cardiac catheterization services, 2/8/2021. Hamilton files Petition for Judicial Review, 3/10/21.

DET2020-161 Greene County Health Care, LLC dba Greene Point Health and Rehabilitation Request for Letter of Determination received on 7/15/2020, regarding the relocation of 50 SNF beds within the same county.

Agency Decision: Denied on 9/11/2020

Appealed: Greene County Healthcare, LLC d/b/a Greene Point Health and Rehabilitation filed Request for Administrative Appeal Hearing on 10/19/2020.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET-EQT2020-052 The Multiple Sclerosis Center of Georgia, Inc. Request for Letter of Determination received on 8/24/2020, regarding the acquisition of a GE Healthcare HDXT MRI with a CXK4 magnet.

Agency Decision: Denied on 12/16/2020

Appealed: The Multiple Sclerosis Center of Georgia (“MSCG”) filed Request for Administrative Appeal Hearing on 1/14/2021.

Hearing Officer: Dr. L. Lynn Hogue

Hearing Date: Pending

DET-EQT2020-070 AU Medical Associates, Inc. Request for Letter of Determination received on 9/30/2020, regarding the acquisition of a mobile 2005 GE 1.5T Signa Excite MRI.

Agency Decision: Denied on 12/28/2020

Appealed: AU Medical Associates, Inc. (“AUMA”) filed Request for Administrative Appeal Hearing on 1/25/2021.

Hearing Officer: Dr. L. Lynn Hogue

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: 9/15-17/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Department's decision to deny GACRI's LNR affirmed, 1/28/21. GACRI files for Commissioner Review, 2/24/2021.

Commissioner Review Decision: Affirms Hearing Officer's 1/28/2021 decision to deny GACRI's appeal and affirm the Department's decision to deny GACRI's LNR-ASC request, 3/29/2021.

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. Court of Appeals affirms the Superior Court's decision upholding the Department's decision, 8/20/2020.

Supreme Court: Petition for Writ of Certiorari granted, judgment of the Court of Appeals vacated, and case remanded for reconsideration, 12/23/19. Doctors Hospital files Petition for Writ of Certiorari, requesting the Supreme Court review the 8/20/2020 Court of Appeals decision, 9/9/2020.

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. On remand, Court of Appeals affirms the Superior Court's judgment denying Wellstar's petition for judicial review, 10/26/2020.

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

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. Redmond Regional Medical Center files Renewed Appeal to Commissioner Berry on Order of Remand, 5/7/2020. In Final Order on Remand, Commissioner ordered that the August 16, 2019, decision of the Hearing Officer to deny a CON to Floyd Healthcare Management, Inc., d/b/a Floyd Medical Center to establish an Adult Open Heart Surgery program is affirmed, 6/30/2020.

Superior Court of Fulton County: 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: 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. Floyd Medical Center filed Petition for Judicial Review of DCH's Final Order on Remand, 7/30/2020. Superior Court of Floyd County denied Floyd Medical Center's Petition for Judicial Review, 10/29/2020. Floyd Medical Center filed Application for Discretionary Appeal in the Georgia Court of Appeals, 11/30/2020.

Court of Appeals: Denies Floyd Medical Center's Application for Discretionary Appeal, 12/30/2020. Floyd Medical Center files Petition for Writ of Certiorari with the Supreme Court of Georgia, 1/19/2021.

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: 6/16-18-2021, 9:30 A.M. / Remote Video Conference

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 M. Goldstein, Esq.

Hearing Date: 9/1/2020, 9/2-4/2020, 10:00 A.M.; 9/18/2020, 9 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to grant Vision Imaging Center, LLC a CON, 12/28/2020. Archbold files for Commissioner Review, 1/26/2021.

Commissioner Review Decision: Affirmed Hearing Officer's 12/28/2020 decision to grant a CON to Vision Imaging Center, LLC, 2/26/2021.

Superior Court of Thomas County: Archbold files Petition for Judicial Review, 3/26/2021.

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. Floyd Healthcare Management, Inc. d/b/a Floyd Medical Center submitted request to intervene in the hearing, 4/21/2020.

Hearing Officer: William C. Joy, Esq.

Hearing Date: 9/29/2020-10/2/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer affirms Department's decision to deny CMC a CON, 1/4/2021. CMC files for Commissioner Review, 2/3/2021.

Commissioner Review Decision: Reverses Hearing Officer's 1/4/2021 decision to deny CMC a CON and grants approval of GA Project CON 20190-045, 3/5/2021.

Superior Court of Floyd County: Floyd Healthcare Management, Inc. files Petition for Judicial Review of Commissioner's Final Order, 4/2/2021.

2020-002 Doctors Hospital of Augusta, LLC (Columbia)

Construction of Freestanding Emergency Department

Agency Decision: Approved, 6/1/2020

Appealed By: AU Medical Center, Inc. ("AUMC"), 6/22/2020; University Health Services, Inc. ("University"), 6/30/2020

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 3/8-12/2021, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 12/8/2020. Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors") requests Commissioner Review, 12/21/2020. The Department requests Commissioner Review, 1/7/2021.

Commissioner Review Decision: Reverses Hearing Officer's 12/8/2020 decision granting AUMC's Motion for Summary Determination or In The Alternative For Remand; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 2/5/2021.

2020-003 Coliseum Medical Centers (Houston)

Construction of Freestanding Emergency Department

Agency Decision: Approved, 6/9/2020

Appealed By: The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent Health ("The Medical Center"), 6/25/2020; The Medical Center of Peach County, Inc. d/b/a Medical Center of Peach County, Navicent Health ("Peach"), 6/25/2020; Houston Hospitals, Inc. d/b/a Houston Medical Center ("Houston"), 7/1/2020; Houston Hospitals, Inc. d/b/a Perry Hospital ("Perry Hospital"), 7/1/2020

Hearing Officer: William C. Joy, Esq.

Hearing Date: 11/9-10/2020, 11/12-13/2020, 9:30 A.M. / Remote Video Conference

Hearing Decision: Hearing Officer reverses the Department's decision to grant a CON to Coliseum Medical Centers, 2/25/2021. Coliseum Medical Centers files for Commissioner Review, 3/26/2021. The Department requests Commissioner Review, 3/26/2021.

Commissioner Review Decision: Pending

2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Bryan)

2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Chatham)

2020-004 Construction of Freestanding Emergency Department

2020-005 Construction of Freestanding Emergency Department

Agency Decision: 2020-004 Approved, 6/11/2020 2020-005 Approved, 6/8/2020

Appealed By: 2020-004 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Hospital Authority of Liberty County d/b/a Liberty Regional Medical Center ("Liberty"), 6/26/2020. 2020-005 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Effingham Hospital Inc. ("Effingham"), 6/29/2020.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 1/19-22/2021, 1/25-28/2021, 9:30 A.M. / Remote Video Conference; Continued until further notice

Hearing Decision: Hearing Officer grants St. Joseph's/Candler's Motion for Summary Adjudication and reverses DCH's award of CONs to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 1/26/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr files for Commissioner Review, 2/25/2021.

Commissioner Review Decision: Reverses Hearing Officer's 1/26/2021 decision granting SJC's Motion for Summary Adjudication; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 3/26/2021.

2020-014 University Cancer & Blood Center, LLC (Clarke)

Add a PET/CT Unit to its Oncology Practice in Athens - Batching

Agency Decision: Approved, 6/16/2020

Appealed By: Piedmont Athens Regional Medical Center, Inc. ("Piedmont Athens"), 7/14/2020. University Cancer & Blood Center ("UCBC") submitted request to intervene in the hearing, 7/16/2020.

Hearing Officer: William C. Joy, Esq.

Hearing Date: 3/3-5/2021, 9:00 A.M. / Remote Video Conference

Hearing Decision: Pending

2020-015 Northside Hospital Gwinnett (Gwinnett)

Establish Hospital-Based Radiation Therapy Services on Campus - Batching

Agency Decision: Approved, 6/16/2020

Appealed By: Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/14/2020; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center - Lawrenceville ("RCOG-Lawrenceville"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center - Snellville ("RCOG-Snellville"), 7/14/2020; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville ("Vantage-Lawrenceville"), 7/14/2020.

Hearing Officer: Melvin M. Goldstein, Esq.

Hearing Date: 12/7-11/2020, 12/14-18/2020, 9:00 A.M. / Remote Video Conference

Hearing Decision: Pending

2020-020 University Hospital (Columbia)

Establish a Freestanding Emergency Care Facility

Agency Decision: Approved, 7/21/2020

Appealed By: Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta (“Doctors”), 8/19/2020. AU Medical Center, Inc. (“AUMC”), 8/20/2020.

Hearing Officer: Opie D Bowen, Esq.

Hearing Date: Continued until further notice

2020-023 AU Medical Center, Inc. (Richmond)

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

Agency Decision: Approved, 7/28/2020

Appealed By: Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta (“Doctors”), 8/27/2020. University Health Services, Inc. (“University”), 9/3/2020. University McDuffie County Regional Medical Center, Inc. (“University-McDuffie”), 9/3/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: Continued until further notice

2020-025 United Imaging Center of Buckhead, LLC (Fulton)

Proposed Freestanding Advanced Diagnostic Imaging Center in Fulton County

Agency Decision: Denied, 10/15/2020

Appealed By: United Imaging Centers of Buckhead, LLC d/b/a United Imaging Centers of Buckhead (“UIC Buckhead”), 11/10/2020. Pro Radiology, LLC (“Pro Radiology”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: 4/19-23/2021, 8:30 A.M. / Remote Video Conference - visit <https://dch.georgia.gov/meetings-notice> for link.

2020-026 United Imaging Center of Chamblee, LLC (Fulton)

Proposed Freestanding Advanced Diagnostic Imaging Center in Cobb County

Agency Decision: Denied, 10/15/2020

Appealed By: United Imaging Centers of Chamblee, LLC d/b/a United Imaging Centers of Chamblee (“UIC Chamblee”), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Decatur (“AHI-Decatur”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: 4/19-23/2021, 8:30 A.M. / Remote Video Conference - visit <https://dch.georgia.gov/meetings-notice> for link.

2020-027 United Imaging Center of Jonesboro, LLC (Clayton)

Proposed Freestanding Advanced Diagnostic Imaging Center in Clayton County

Agency Decision: Denied, 10/16/2020

Appealed By: United Imaging Centers of Jonesboro, LLC d/b/a United Imaging Centers of Jonesboro (“UIC Jonesboro”), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Fayetteville (“AHI-Fayetteville”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: 4/19-23/2021, 8:30 A.M. / Remote Video Conference - visit <https://dch.georgia.gov/meetings-notice> for link.

2020-028 United Imaging Center of Marietta (Cobb)

Proposed Freestanding Advanced Diagnostic Imaging Center in Cobb County, SDR-3

Agency Decision: Denied, 10/16/2020

Appealed By: United Imaging Centers of Marietta, LLC d/b/a United Imaging Centers of Marietta (“UIC Marietta”), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Marietta (“AHI-Marietta”) filed Request to Intervene, 11/12/2020.

Hearing Officer: D. Wright McLeod, Esq.

Hearing Date: 4/19-23/2021, 8:30 A.M. / Remote Video Conference - visit <https://dch.georgia.gov/meetings-notice> for link.

2020-029 South Georgia Medical Center (Lowndes)

Expand Hospital Bed Capacity by 45 beds

Agency Decision: Denied, 10/26/2020

Appealed By: Hospital Authority of Valdosta and Lowndes County Georgia d/b/a South Georgia Medical Center

("SGMC"), 11/24/2020.

Hearing Officer: William C. Joy, Esq.

Hearing Date: 5/25-27/2021, 9:00 A.M. / Remote Video Conference

2020-031 Vest Monroe, LLC (Walton)

Additional 23 Adult Psychiatric/Substance Abuse Beds – Batching

Agency Decision: Approved, 12/18/2020

Appealed By: UHS of Anchor, L.P. d/b/a Southern Crescent Behavioral Health System ("Anchor") and UHS of SummitRidge, LLC d/b/a SummitRidge Hospital ("SummitRidge"), 1/14/2021.

Hearing Officer: William D. Taylor, III, Esq.

Hearing Date: 5/10-12/2021, 9:00 A.M. / Remote Video Conference

Requests for DET-EQT for Diagnostic or Therapeutic Equipment

DET-EQT2020037 Macon Orthopaedic and Hand Center, PA

Purchase Fixed MRI

Request received: 5/8/2020

Contact Person: Victor Moldovan

Determination: Pending

DET-EQT2020085 Columbus Ambulatory Healthcare Services d/b/a Columbus Regional

Purchase Fixed CT Scanner

Request received: 10/30/2020

Contact Person: Allen Holladay

Determination: Pending

DET-EQT2021001 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital

Purchase Robotic Arm System

Request received: 1/20/2021

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 3/22/2021

DET-EQT2021002 Emory University d/b/a Emory University Hospital

Purchase Fixed MRI

Request received: 1/21/2021

Contact Person: Michael Barber

Determination: Non-reviewable as proposed **Determination Date:** 3/22/2021

DET-EQT2021003 Vidalia Health Services, LLC

Purchase Fixed MRI

Request received: 1/25/2021

Contact Person: Joseph R. Ross

Determination: Pending

DET-EQT2021004 Grady Health System

Purchase Interventional Radiology Equipment

Request received: 1/28/2021

Contact Person: Mike McCarthy

Determination: Non-reviewable as proposed **Determination Date:** 3/29/2021

DET-EQT2021005 The Medical Center Inc., d/b/a Piedmont Columbus Regional Midtown

Purchase Fixed CT Scanner

Request received: 2/1/2021

Contact Person: Christine MacEwen

Determination: Pending

DET-EQT2021006 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital

Purchase Fixed CT Scanner

Request received: 2/2/2021

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 4/5/2021

DET-EQT2021007 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital

Purchase Fixed CT Scanner

Request received: 2/15/2021

Contact Person: Christine MacEwen

Determination: Non-reviewable as proposed **Determination Date:** 4/15/2021

DET-EQT2021008 East Georgia Regional Medical Center, LLC

Purchase Cardiac Cath Lab Equipment

Request received: 2/16/2021

Contact Person: Ryan Kerr

Determination: Non-reviewable as proposed **Determination Date:** 4/16/2021

DET-EQT2021009 Argus Medical, LLC

Purchase Mobile MRI

Request received: 2/19/2021

Contact Person: Mihaela Ille

Determination: Non-reviewable as proposed **Determination Date:** 4/19/2021

DET-EQT2021010 Urology of Greater Atlanta, LLC

Purchase Fixed CT Scanner

Request received: 2/24/2021

Contact Person: Cheris L Craig MBA FACMPE

Determination: Pending

DET-EQT2021011 Hospital Authority of Valdosta and Lowndes County, Georgia d/b/a South

Purchase Fixed CT Scanner

Request received: 3/1/2021

Contact Person: Michele Madison

Determination: Pending

DET-EQT2021012 Resurgens Orthopaedics

Purchase Fixed MRI

Request received: 3/3/2021

Contact Person: Kesha Colton

Determination: Pending

DET-EQT2021013 Tift Regional Health System, Inc. d/b/a Southwell Medical

Gift da Vinci Xi Surgical System

Request received: 3/3/2021

Contact Person: Chris Dorman

Determination: Non-reviewable as proposed **Determination Date:** 4/9/2021

DET-EQT2021014 Arturo De La Torre, Hope Neurological and Medical Services

Purchase Fixed MRI

Request received: 3/8/2021

Contact Person: Arturo De La Torre

Determination: Pending

DET-EQT2021015 Hospital Authority of Wilkes County dba Wills Memorial Hospital

Purchase Fixed CT Scanner

Request received: 3/12/2021

Contact Person: Tracie P. Haughey

Determination: Pending

DET-EQT2021016 Hospital Authority of Wilkes County dba Wills Memorial Hospital

Purchase Bone Density Machine

Request received: 3/12/2021

Contact Person: Tracie P. Haughey

Determination: Pending

DET-EQT2021017 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Purchase Cardiac PET

Request received: 3/16/2021

Contact Person: Jeffrey Stofko
Determination: Pending

DET-EQT2021018 Emory University d/b/a Emory University Hospital
Purchase Fixed CT Scanner
Request received: 3/19/2021
Contact Person: Greg Pennington
Determination: Pending

DET-EQT2021019 Emory University d/b/a Emory University Hospital
Purchase Fixed CT Scanner
Request received: 3/19/2021
Contact Person: Michael Barber
Determination: Pending

DET-EQT2021020 Peachtree Spine and Pain Physicians, LLC
Purchase Fixed MRI
Request received: 3/23/2021
Contact Person: Kathryn MT Platt
Determination: Pending

DET-EQT2021021 Southeastern Regional Medical Center
Lease Surgical Robot
Request received: 3/24/2021
Contact Person: Victor Moldovan
Determination: Pending

DET-EQT2021022 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital
Purchase Fixed MRI and Fixed CT Scanner
Request received: 3/24/2021
Contact Person: Christine MacEwen
Determination: Pending

DET-EQT2021023 Peachtree Orthopaedic Clinic
Purchase Fixed MRI
Request received: 3/25/2021
Contact Person: Kevin Deter
Determination: Pending

DET-EQT2021024 St. Mary's Healthcare System, Inc. d/b/a St. Mary's Hospital
Purchase Robotic Surgical Platform
Request received: 4/1/2021
Contact Person: D. Montez Carter, FACHE
Determination: Pending

DET-EQT2021025 Hospital Authority of Valdosta and Lowndes County, Georgia d/b/a South
Purchase Fixed CT Scanner
Request received: 4/2/2021
Contact Person: Michele Madison
Determination: Pending

DET-EQT2021026 Reagan Medical Center DBA Georgia Diagnostic Center
Purchase Fixed CT Scanner
Request received: 4/7/2021
Contact Person: Sabrina Boyd
Determination: Pending

DET-EQT2021027 Saint Joseph's Hospital of Atlanta, Inc
Purchase Fixed CT Scanner
Request received: 4/12/2021
Contact Person: Kevin Andrews
Determination: Pending

DET-EQT2021028 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital

Piedmont Atlanta Hospital - CV MRI

Request received: 4/15/2021

Contact Person: Christine MacEwen

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)

DET-ASC2020002 Hughston Surgical Center of Valdosta, LLC

Physician-Owned, Single Specialty ASC

Site: 4340 Kings Way, Valdosta, GA 31602

Number of ORs: 2 **Specialty:** Orthopedics

Project costs as submitted: \$4,238,556.47

Request received: 11/11/2020

Contact Person: Victor Moldovan 404-898-8120

Determination: Pending

DET-ASC2021001 Medici Medical Arts, LLC

Physician-Owned, Single Specialty ASC

Site: 792 Church Street, Marietta, Georgia 30060

Number of ORs: 1 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$611,650.00

Request received: 1/6/2021

Contact Person: Everette B. Jenkins

Determination: Pending

DET-ASC2021002 Medici Medical Arts, LLC

Physician-Owned, Single Specialty ASC

Site: 2220 Wisteria Drive, Snellville, Georgia 30078

Number of ORs: 2 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$0.00

Request received: 1/6/2021

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

Determination: Pending

DET-ASC2021003 Hamilton Orthopedic Surgery Center, LLC

Joint Venture, Single Specialty ASC

Site: 1104 Professional Boulevard, Dalton, Georgia 30720

Number of ORs: 3 **Specialty:** Orthopedic Surgery

Project costs as submitted: \$6,366,211.00

Request received: 1/7/2021

Contact Person: Jason E. Bring 404-873-8162

Determination: Pending

DET-ASC2021004 Southern Pain and Spine Associates, LLC

Physician-Owned, Single Specialty ASC

Site: 601 Broad Street SE, Suite E, Gainesville, GA 30501

Number of ORs: 1 **Specialty:** Pain Management

Project costs as submitted: \$0.00

Request received: 1/21/2021

Contact Person: Gayle Evans

Determination: Approved

Determination Date: 3/24/2021

DET-ASC2021005 Georgia Interventional Pain - I, LLC

Physician-Owned, Single Specialty ASC

Site: 18 Riverbend Drive, S.W., Suite 120, Rome, GA 30161

Number of ORs: 1 **Specialty:** Pain Medicine

Project costs as submitted: \$406,663.00
Request received: 2/12/2021
Contact Person: Joseph R. Ross 912-232-7182
Determination: Approved **Determination Date:** 4/12/2021

DET-ASC2021006 Georgia Urology, P.A.
Physician-Owned, Single Specialty ASC
Site: 100 Liberty Boulevard, Suite 200, Canton, GA 30114
Number of ORs: 1 **Specialty:** Urology
Project costs as submitted: \$989,500.00
Request received: 2/16/2021
Contact Person: Jason Shelnett 404-275-2221
Determination: Approved **Determination Date:** 4/16/2021

DET-ASC2021007 CBP ASC, LLC
Physician-Owned, Single Specialty ASC
Site: 8 Stephenson Avenue, Suite B, Savannah, GA 31406
Number of ORs: 1 **Specialty:** Plastic Surgery
Project costs as submitted: \$472,400.00
Request received: 2/17/2021
Contact Person: Joseph R. Ross 912-232-7182
Determination: Approved **Determination Date:** 4/19/2021

DET-ASC2021010 Georgia Urology, P.A.
Physician-Owned, Single Specialty ASC
Site: 11835 Alpharetta Highway, Suite A, Alpharetta, GA 30076
Number of ORs: 1 **Specialty:** Urology
Project costs as submitted: \$1,430,000.00
Request received: 3/17/2021
Contact Person: Jason Shelnett 404-275-2221
Determination: Pending

DET-ASC2021011 Thrive Orthopaedics ASC, LLC
Physician-Owned, Single Specialty ASC
Site: 5775 Peachtree Dunwoody Road, Building C, Suite C-160, Atlanta, GA 30342
Number of ORs: 2 **Specialty:** Orthopaedic Procedures
Project costs as submitted: \$2,042,590.13
Request received: 3/19/2021
Contact Person: Joseph R. Ross 912-232-7182
Determination: Pending

DET-ASC2021012 PRC MD and Associates, Inc.
Physician-Owned, Single Specialty ASC
Site: 4650 Stone Mountain Highway, Lilburn, GA 30047
Number of ORs: 1 **Specialty:** Physical Medicine and Rehabilitation
Project costs as submitted: \$947,307.29
Request received: 4/5/2021
Contact Person: Everette Bailey Jenkins 678-625-4720
Determination: Pending

DET-ASC2021013 KW Surgery Center, LLC
Physician-Owned, Single Specialty ASC
Site: 4150 Deputy Bill Cantrell Memorial Road, Suite 270, Cumming, GA 30040
Number of ORs: 1 **Specialty:** Plastic Surgery
Project costs as submitted: \$973,571.00
Request received: 4/20/2021
Contact Person: Barry Herrin
Determination: Pending

Requests for Miscellaneous Letters of Determination

DET2020191 Grady Health System

Replacement of Interventional Radiology Equipment

Request received: 9/23/2020

Contact Person: Mike McCarthy

Determination: Withdr/Appl Prior to Dec

Date of Withdrawal: 4/14/2021

DET2020207 Piedmont Hospital Inc. d/b/a Piedmont Atlanta Hospital

Replacement of CON Authorized PET/CT Scanner

Request received: 10/30/2020

Contact Person: Randy Sprinkle

Determination: Pending

DET2020231 Egleston Children's Hospital at Emory University, Inc.

Replacement of Two CON-Approved Cardiac Catheterization Lab Units

Request received: 12/23/2020

Contact Person: David Fenstermacher

Determination: Non-reviewable as proposed **Determination Date:** 3/26/2021

DET2020233 Eastside Medical Center, LLC d/b/a Eastside Medical Center

Reallocation of Medical/Surgical Beds to Comprehensive Physical Rehabilitation Beds

Request received: 12/30/2020

Contact Person: Persaud Rudolph

Determination: Pending

DET2021005 Emory University d/b/a Emory University Hospital Midtown

Upgrade and Replace Cardiac Cath Lab

Request received: 1/21/2021

Contact Person: Daniel Owens

Determination: Non-reviewable as proposed **Determination Date:** 3/22/2021

DET2021006 Emory University d/b/a Emory University Hospital Midtown

Upgrade and Replace EP Lab

Request received: 1/21/2021

Contact Person: Daniel Owens

Determination: Non-reviewable as proposed **Determination Date:** 3/22/2021

DET2021007 Fairview Park, Limited Partnership dba Fairview Park Hospital

Acquisition of Endoscopy Center

Request received: 1/25/2021

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 3/25/2021

DET2021008 Vidalia Health Services, LLC

Acquisition of Hospital

Request received: 1/25/2021

Contact Person: Joseph R. Ross

Determination: Non-reviewable as proposed **Determination Date:** 3/25/2021

DET2021009 Cartersville Medical Center, LLC

Add a Second Cardiac Catheterization Laboratory

Request received: 1/26/2021

Contact Person: Lori Rakes

Determination: Non-reviewable as proposed **Determination Date:** 3/26/2021

DET2021010 Cartersville Medical Center, LLC

Hospital Renovation Including Cardiology, Pharmacy, and Materials Management

Request received: 1/26/2021

Contact Person: Lori Rakes

Determination: Non-reviewable as proposed **Determination Date:** 3/26/2021

DET2021011 St. Mary's Hospital

Below Threshold Expenditures for Training Room

Request received: 1/27/2021
Contact Person: Janice Dunn
Determination: Non-reviewable as proposed **Determination Date:** 3/29/2021

DET2021012 The Recovery Village Georgia, LLC
Establishment of Residential Substance Abuse Treatment Center
Request received: 1/27/2021
Contact Person: Josh Belinfante
Determination: Non-reviewable as proposed **Determination Date:** 3/29/2021

DET2021013 Grady Health System
Equipment Relocation
Request received: 1/28/2021
Contact Person: Mike McCarthy
Determination: Non-reviewable as proposed **Determination Date:** 3/29/2021

DET2021015 East Georgia Regional Medical Center, LLC
Nonclinical Expenditures
Request received: 2/2/2021
Contact Person: Ryan Kerr
Determination: Non-reviewable as proposed **Determination Date:** 4/5/2021

DET2021016 Douglas Hospital, Inc. d/b/a Wellstar Douglas Hospital
Expansion of Hospital Wound Care Center
Request received: 2/11/2021
Contact Person: April Austin
Determination: Non-reviewable as proposed **Determination Date:** 4/12/2021

DET2021017 Church Home Rehabilitation and Healthcare, LLC
Kitchen and Dining Room Expansion
Request received: 2/12/2021
Contact Person: Glenn Smith
Determination: Non-reviewable as proposed **Determination Date:** 4/12/2021

DET2021018 A.G. Rhodes Home - Cobb, Inc.
Renovation and Expansion of Existing Campus
Request received: 2/12/2021
Contact Person: John Hicks
Determination: Non-reviewable as proposed **Determination Date:** 4/12/2021

DET2021019 Chatuge Regional Hospital Inc.
Below Threshold Expenditure for PT & Life Safety Code Compliance
Request received: 2/15/2021
Contact Person: Marty Chafin
Determination: Non-reviewable as proposed **Determination Date:** 4/15/2021

DET2021020 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital
Inpatient Burn Unit Renovations
Request received: 2/19/2021
Contact Person: April Austin
Determination: Non-reviewable as proposed **Determination Date:** 4/19/2021

DET2021021 Fairview Park, Limited Partnership d/b/a Fairview Park Hospital
USP 800 Pharmacy Upgrades
Request received: 2/19/2021
Contact Person: Cindie M. Nobles, CPA
Determination: Non-reviewable as proposed **Determination Date:** 4/19/2021

DET2021022 Greenleaf Center, LLC
10% Increase in Bed Capacity
Request received: 2/22/2021
Contact Person: Michelle Neville
Determination: Pending

DET2021023 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Relocation of Infusion Services on NHG's Primary Campus

Request received: 2/25/2021

Contact Person: Jeffrey Stofko

Determination: Pending

DET2021024 Northeast Georgia Medical Center, Inc.

Relocation of Facilities Lines

Request received: 2/26/2021

Contact Person: Linda Berger

Determination: Pending

DET2021026 HP Monroe LLC DBA Hollander Senior Living of Monroe

Increase License Capacity from 50 to 70

Request received: 3/1/2021

Contact Person: Elliott Hollander

Determination: Pending

DET2021027 Northeast Georgia Medical Center, Inc.

24 Observation Beds

Request received: 3/2/2021

Contact Person: Linda Berger

Determination: Pending

DET2021028 Hospital Authority of Miller County d/b/s Miller County Hospital and Miller

Hospital Renovation

Request received: 3/2/2021

Contact Person: Robin A Rau

Determination: Pending

DET2021029 The Fountains of Calhoun

Establishment of Assisted Living and Memory Care Community

Request received: 3/3/2021

Contact Person: Craig Thomas

Determination: Pending

DET2021030 Encompass Health Rehabilitation Hospital of Savannah, Inc.

10% Increase in Bed Capacity

Request received: 3/3/2021

Contact Person: Walter Smith

Determination: Pending

DET2021031 Limestone Heritage Properties, Inc.

Facility Renovations

Request received: 3/4/2021

Contact Person: Aneel Gill

Determination: Pending

DET2021032 Northside Hospital, Inc. d/b/a Northside Hospital Duluth

Acquisition of MOB

Request received: 3/5/2021

Contact Person: Brian Toporek

Determination: Pending

DET2021033 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta

Acquisition of MOB

Request received: 3/5/2021

Contact Person: Brian Toporek

Determination: Pending

DET2021034 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital

HOD Renovations

Request received: 3/8/2021

Contact Person: April Austin
Determination: Pending

DET2021035 The Emory Clinic, Inc.

Establish an Endoscopy Center
Request received: 3/9/2021
Contact Person: Mike Mason
Determination: Pending

DET2021036 Union General Hospital, Inc.

Below Threshold Expenditure for Non-Clinical Project (Laundry & Storage Facility)
Request received: 3/9/2021
Contact Person: Marty Chafin
Determination: Pending

DET2021037 Southeast Georgia Health System, Inc. d/b/a Southeast Georgia Health System -

Replacement of CON Approved MRI Unit
Request received: 3/11/2021
Contact Person: DelRia T. Baisden
Determination: Pending

DET2021038 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Relocation of Outpatient Services on Primary Campus
Request received: 3/11/2021
Contact Person: Jeffrey Stofko
Determination: Pending

DET2021039 Blue Ridge Georgia Hospital Company, LLC d/b/a Fannin Regional Hospital

Renovation of Finishes and Millwork of an Existing E.R.
Request received: 3/11/2021
Contact Person: Lori Barker
Determination: Pending

DET2021040 Hospital Authority of Wilkes County dba Wills Memorial Hospital

Relocation and Renovation of Laboratory
Request received: 3/12/2021
Contact Person: Tracie P. Haughey
Determination: Pending

DET2021041 Dawsonville Senior Center, LLC

New Construction of New Assisted Living Facility
Request received: 3/12/2021
Contact Person: Pamela Polley
Determination: Pending

DET2021042 Douglasville AL Investors, LLC

Douglasville AL Investors, LLC
Request received: 3/15/2021
Contact Person: Aubury Holmes
Determination: Pending

DET2021043 Coffee Regional Medical Center, Inc.

Construction of Infusion Center, Relocation of Administration, and Remodeling of Laboratory
Request received: 3/15/2021
Contact Person: Vicki Lewis
Determination: Pending

DET2021044 AOS Surgery Center

AOS Surgery Center Addition
Request received: 3/15/2021
Contact Person: John Franklin
Determination: Pending

DET2021045 Roosevelt Equities, LLC

Increase Licensed Capacity of Existing Personal Care Home

Request received: 3/16/2021

Contact Person: Dennis Stamey-Lucas

Determination: Pending

DET2021046 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Request to Develop MOB

Request received: 3/16/2021

Contact Person: Jeffrey Stofko

Determination: Pending

DET2021047 Emory University d/b/a Emory University Hospital

CON DET EUH Cath Lab 1 Equipment Replacement

Request received: 3/22/2021

Contact Person: Luda Silva

Determination: Pending

DET2021048 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital

Development of Outpatient Services

Request received: 3/24/2021

Contact Person: Christine MacEwen

Determination: Pending

DET2021049 Tanner Medical Center, Inc. d/b/a Tanner Medical Center - Carrollton

Below Threshold Expenditures for Administration and Conference Center

Request received: 3/24/2021

Contact Person: Carol Crews

Determination: Pending

DET2021050 Emory University d/b/a Emory University Hospital

Renovate Hospital and Create Winship Immediate Care Center at Emory University Hospital

Request received: 3/25/2021

Contact Person: Catherine Maloney

Determination: Pending

DET2021051 Georgia Health Operations LLC

Establish a Drug Abuse Treatment and Education Program

Request received: 3/29/2021

Contact Person: Annie Gendaszek

Determination: Pending

DET2021052 Egleston Children's Hospital at Emory University, Inc.

Replacement of Cardiac Catheterization Unit

Request received: 3/30/2021

Contact Person: David Fenstermacher

Determination: Pending

DET2021053 Miona Geriatric & Dementia Center, LLC

Miona Isolation Wing

Request received: 3/30/2021

Contact Person: Ashton Windham

Determination: Pending

DET2021054 Southwell Ambulatory Inc

Endoscopy Procedure Center

Request received: 3/30/2021

Contact Person: Christopher K. Dorman

Determination: Pending

DET2021055 Northeast Georgia Medical Center, Inc.

Renovate Physician's Lounge in Gainesville

Request received: 4/1/2021

Contact Person: Linda Berger
Determination: Pending

DET2021056 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Hospital

Relocation of Hospital CT
Request received: 4/1/2021
Contact Person: April Austin
Determination: Pending

DET2021057 Coffee Regional Medical Center, Inc.

Relocation of Endoscopy Suite and HIS Department
Request received: 4/2/2021
Contact Person: Vicki Lewis
Determination: Pending

DET2021058 The Hospital Authority of Jeff Davis County d/b/a Jeff Davis Hospital

Renovation of Existing Hospital Facilities
Request received: 4/6/2021
Contact Person: Joseph R. Ross
Determination: Pending

DET2021059 Wellstar Sylvan Grove Hospital, Inc. d/b/a Wellstar Sylvan Grove Hospital

Hospital and Pharmacy Renovations
Request received: 4/8/2021
Contact Person: April Austin
Determination: Pending

DET2021060 Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta

Change in Scope of CON-Approved Project
Request received: 4/9/2021
Contact Person: Terry Treadwell
Determination: Pending

DET2021061 Hamilton Medical Center, Inc.

Replace CON-Authorized MRI
Request received: 4/9/2021
Contact Person: Ernie Elemento
Determination: Pending

DET2021062 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett

Establish Hybrid OR Below Threshold
Request received: 4/15/2021
Contact Person: Jeffrey Stofko
Determination: Pending

DET2021063 South Georgia Center for Cancer Care, LLC

Replace CON Authorized Therapeutic Equipment (Linear Accelerator)
Request received: 4/15/2021
Contact Person: Kathryn MT Platt
Determination: Pending

DET2021064 Northeast Georgia Medical Center, Inc.

Braselton Dialysis Expansion
Request received: 4/15/2021
Contact Person: Linda Berger
Determination: Pending

DET2021065 Piedmont Athens Regional Medical Center, Inc.

Replacement of CON Exempt Cardiac Cath Equipment
Request received: 4/15/2021
Contact Person: Christine MacEwen
Determination: Pending

DET2021066 Floyd Healthcare Management, Inc., d/b/a/ Floyd Medical Center

Cardiac Catheterization Lab Renovations and Related Expenditures

Request received: 4/16/2021

Contact Person: Drew Dempsey

Determination: Pending

DET2021067 Coastal Imaging Solutions, LLC

Replacement of CON-Approved MRI

Request received: 4/16/2021

Contact Person: Joseph R. Ross

Determination: Pending

DET2021068 Bulloch County Holdings, LLC

Relocation of Skilled Nursing Facility

Request received: 4/16/2021

Contact Person: Stelling Nelson

Determination: Pending

DET2021069 Randolph County Health and Rehabilitation, LLC dba Joe-Anne Burgin Health

Inclusion of Existing Operational Square Footage

Request received: 4/16/2021

Contact Person: Kimberly Sheffield

Determination: Pending

DET2021070 Restoration Healthcare of Commerce, LLC dba Northridge Health and

Inclusion of Existing Operational Square Footage

Request received: 4/16/2021

Contact Person: Kimberly Sheffield

Determination: Pending

DET2021071 Joon Kim, M.D., P.C.

Exempt Relocation by Ambulatory Surgery Center

Request received: 4/19/2021

Contact Person: Neil Hoffman

Determination: Pending

Requests for Extended Implementation/Effective Period

2018033 Grady General Hospital Nursing Home

Develop a New 75-Bed Skilled Nursing Facility – Batching

Request to Extend Performance Period

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

Project Approved: 9/22/2019

Request Received: 2/19/2021

Contact: James A. Carter, VP/COO (229-551-2676)

Approved Cost: \$19,001,091

Determination: Approved, 4/5/2021

Extended Mandatory Completion: May 23, 2022

2019039 Correct Life Bostick, LLC dba Bostick Nursing Center

Construction of 150-Bed Annex – Batching

Request to Extend Performance Period

Site: 1700 Bostick Circle, Hardwick (Baldwin)

Project Approved: 3/24/2020

Request Received: 2/25/2021

Contact: Aaron Minnifield, CEO (860-573-7459)

Approved Cost: \$17,484,947

Determination: Approved, 4/5/2021

Extended Mandatory Completion: October 28, 2022

2019030 Colquitt Regional Medical Center

10-Bed Adult Acute Inpatient Psych/Sub Unit for Geriatric Patients – Batching

Request to Extend Completion Date

Site: 3131 South Main Street, Moultrie (Colquitt)

Project Approved: 12/20/2019

Request Received: 3/11/2021
Contact: Dena Zinker, VP, CNO (229-891-9260)
Approved Cost: \$2,517,489
Determination: Approved, 4/5/2021

Extended Mandatory Completion: September 1, 2021

2017063 Redmond Regional Medical Center
Develop Basic Level 1 Perinatal Service – Batching
Request to Extend Performance Period
Site: 501 Redmond Road, NW, Rome (Floyd)
Project Approved: 8/10/2020
Request Received: 4/14/2021
Contact: John Quinlivan, Chief Executive Officer (706-291-0291)
Approved Cost: \$21,896,000
Determination: Pending

Need Projection Analyses Posted *3/25/2021*

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

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

2025 Non-Special MRT Need Projection – Posted 12/18/2020

2025 PET Need Projection – Posted 12/18/2020

2025 Ambulatory Surgical Services Need Projection by HPA– Posted 3/25/2021

2025 Inpatient Physical Rehabilitation Need Projections – Posted 3/25/2021

2025 Neonatal Intermediate Care Bed Need Projection – Posted 3/25/2021

2025 Neonatal Intensive Care Bed Need Projection – Posted 3/25/2021

2025 Obstetric Services Bed Need Projection – Posted 3/25/2021

2023 Nursing Home Bed Need Projection – Posted 3/25/2021

2023 Home Health Agency Services Need Projection - Posted 3/25/2021, Revised 4/12/2021

Non-Batched Need Projections

2025 Long Term Care Hospital Beds - 9/23/2020

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.

Indigent and Charity Care Shortfalls

Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (4/20/2021))

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.

NOTICE REGARDING 2021 REVISED HOME HEALTH SPRING BATCHING

Following the issuance of the *Certificate of Need Batching Review Cycle Notification for Home Health Agencies* on March 25, 2021, the Department learned that data presented by a Home Health Agency in its annual survey, and relied upon by the Department in making its 2021 Home Health Spring Batching need calculations, were incorrect. This inaccurate data led to an incorrect determination that there was unmet numerical need for Home Health Services in State Service Delivery Region ("SSDR") 9.

As stated in the Department's rules, "the availability of accurate, current data is critical for adequate health planning and for the review process." Ga. Comp. R. & Regs. r. 111-2-2-.04. It is with this in mind that the Department issued a *Revised Certificate of Need Batching Review Cycle Notification for Home Health Agencies* on April 12, 2021 using the most current survey data as authorized under Ga. Comp. R. & Regs. r. 111-2-2-.32(3). The revised notice indicates there is no unmet numerical need for Home Health Services in SSDR 9. Therefore, the Department will not accept applications for this service based on numerical need. The Department will, however, accept applications for Home Health Services based on exceptions to the need methodology referenced in Ga. Comp. R. & Regs. R. 111-2-2-.32(3)(c).

The Department understands that this required revision may inconvenience some prospective applicants but trust that those applicants concur with the overarching need to maintain the integrity of the batching process and are able to pursue an application based on an exception to numerical need where appropriate.

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). **In-person filings are no longer accepted.** All forms must be submitted electronically through the Department's website at <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>.

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 3/25/2021 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](#)

[Ambulatory Surgery](#)

[Neonatal Intensive Care](#)

[Neonatal Intermediate Care](#)

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

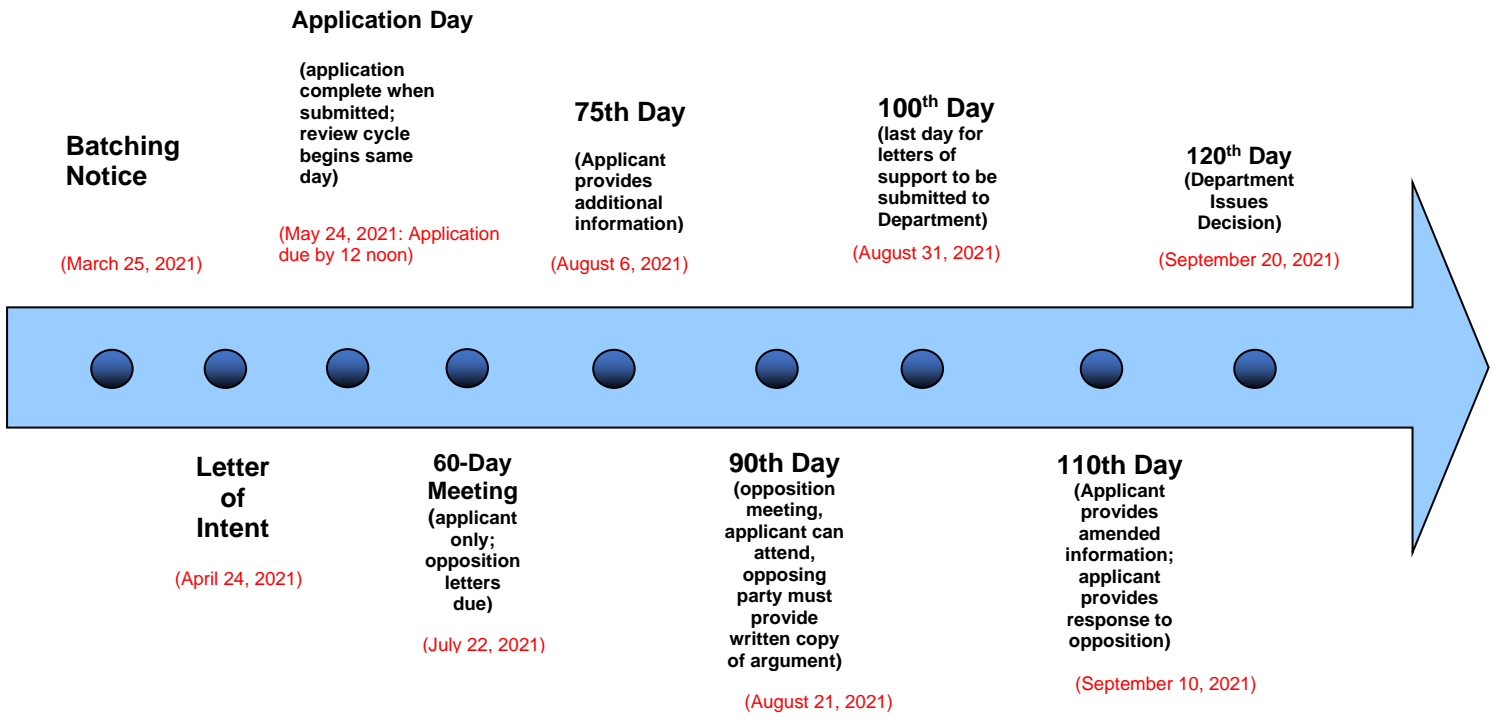
[Obstetrical Services](#)

[Inpatient Rehabilitation](#)

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

BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

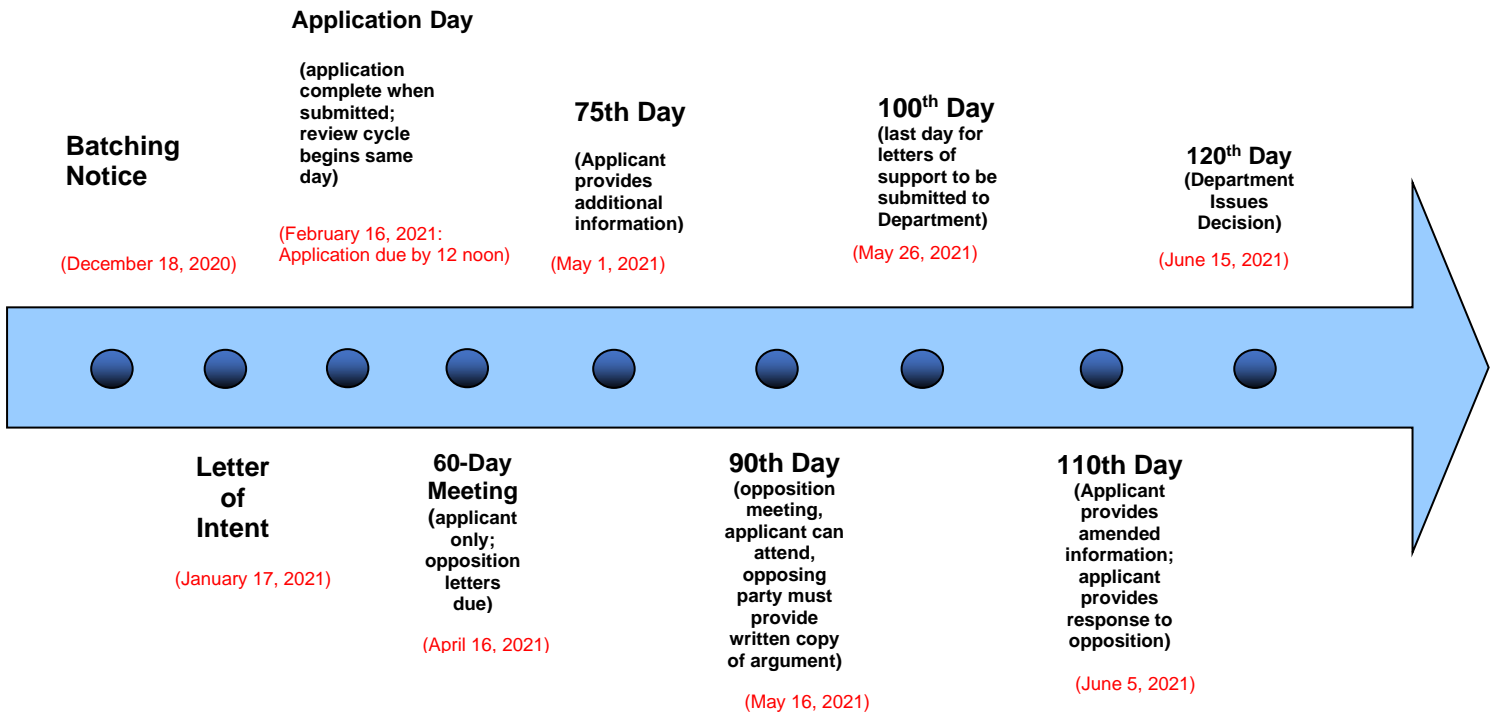
SPRING CYCLE



- ▶ 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)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (No discretion to extend)

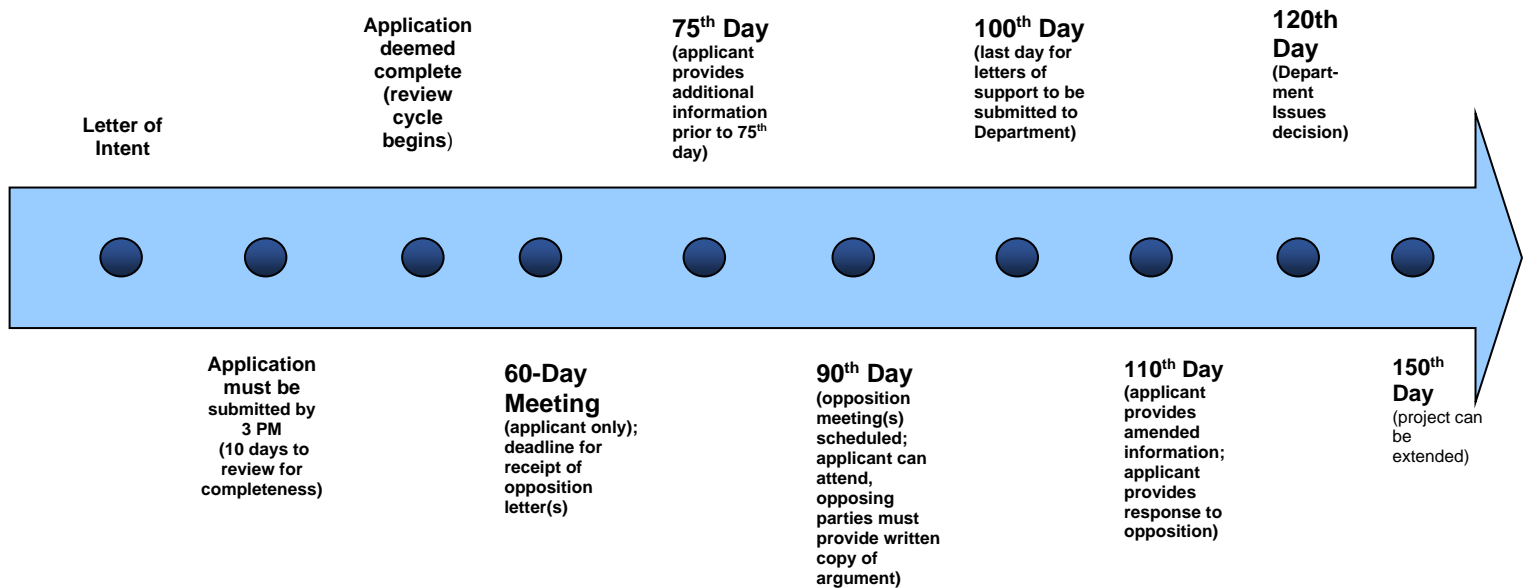
BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

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)
- ▶ 75th day – applicant provides additional information
- ▶ 90th day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must provide written statement of opposition arguments presented (original and one copy to the Department and one copy to the applicant); presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting.
- ▶ 100th day Last day for letters of support to be submitted to the Department
- ▶ 110th day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120th day Decision issued (No discretion to extend)

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



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

Office of Health Planning Contact Information

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

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

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

Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. § 31-6-1 et seq. Such requests will be accepted only on the Department's form with the required filing fee of \$250.00. 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 \$250.00 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 require a \$250.00 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 contact Steve Cappel, Data Manager, at steve.cappel@dch.gov. To complete a survey, please visit www.georgiahealthdata.info.

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

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

Special Note

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

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

Open Record Requests

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

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

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

Web Links

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

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

Please also visit <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

Appointed by Governor Brian Kemp

Opie Dean Bowen
(Appointed on December 21, 2020)

William C. Joy
(Reappointed on January 28, 2021)

Daniel Wright McLeod
(Chair, appointed on November 23, 2020)

William Dennis (Trey) Taylor III
(Appointed on November 23, 2020)

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., 5th 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>