



I. CERTIFICATE OF NEED PROGRAM

A. Project Modification

AL2011-016, Bio-Medical Applications of Alabama, Inc. d/b/a Fresenius Medical Care Gardendale, Gardendale, AL: Proposes to add five ESRD stations, one of which will be an isolation station, to the existing 12-station facility. Project Modification Request: Increase in the project cost from \$806,125.00 to \$1,546,400.00 and add three home training stations. Opposition: None

Approved.

B. Project Modification

AL2011-025, Renal Treatment Centers-Southeast, LP d/b/a Phenix City Dialysis Center, Phenix City, AL: Proposes to relocate the existing facility and add one home training station to be used alternately for home hemodialysis training and home peritoneal dialysis training. The existing facility consists of 18 hemodialysis stations, one isolation station and one home peritoneal dialysis training station. Project Modification Request: Increase in the project cost from \$5,686,170.00 to \$6,164,229.00 as a result of a change in the proposed location from the original location stated in the application. Opposition: None

Approved.

C. AL2012-023, Bio-Medical Applications of Alabama, Inc. d/b/a Fresenius Medical Care Auburn, Auburn, AL:

Proposes to add five in-center hemodialysis stations to an existing 15-station ESRD facility for a total of 20 stations. Opposition: None

Approved.

D. AL2012-030, Physicians Choice Dialysis of Gadsden, LLC, Gadsden, AL:

Proposes to add 12 hemodialysis stations to an existing 10-station facility, one of which is a home training station, for a total of 21 hemodialysis stations and one home training station. Opposition: DaVita, Inc., DVA Healthcare Renal Care, Inc. d/b/a Gadsden Dialysis and DVA Healthcare Renal Care, Inc. d/b/a Rainbow City Dialysis withdrew Notice of Intervention and Opposition July 3, 2012.

Approved.

E. Contested Case (Batched Applications)

AL2012-006, Shelby Ridge Acquisition Corporation d/b/a Shelby Ridge Rehabilitation Hospital, Alabaster, AL: Proposes to establish a 17-bed rehabilitation hospital to be located on the campus of Shelby Ridge Nursing Home. The



Administrative Law Judge filed his Recommended Order June 7, 2012, denying this project.

AL2012-008. HealthSouth of Alabama, LLC, Alabaster, AL: Proposes to seek approval for 17 inpatient rehabilitation beds to be combined with the 17 inpatient rehabilitation beds subject to AL2010-013, which seeks approval to relocate those beds previously in service at Physicians-Carraway Methodist Medical Center, and place them in a 34-bed facility to be constructed. The Administrative Law Judge filed his Recommended Order June 7, 2012, approving this project.

The Board voted to adopt the Administrative Law Judge's Recommended Order approving HealthSouth's project and issuing the Certificate of Need to HealthSouth.

II. For Informational Purposes Only: Reviewability Determinations and Pending Reviewability Determinations:

Reviewability Determinations:

RV2012-029, Infirmary Home Health Agency, Inc. d/b/a Infirmary HomeCare of Saraland requests to relocate the branch agency's administrative office from 1129 A HWY 43 South, Saraland, Alabama, to 14 Ferry Avenue, Saraland, Alabama. **Status: Non-Reviewable**

RV2012-030, Flora Memorial Hospital requests to establish an outpatient therapy clinic, providing physical therapy services only. **Status: Non-Reviewable**

RV2012-031, Crestwood Medical Center requests to add three new operative suites, as well as the addition of more surgery preparation and recovery areas. **Status: Non-Reviewable**

RV2012-032, Bio-Medical Applications of Alabama, Inc. d/b/a Fresenius Medical Care Brundidge requests to establish a 10-station ESRD facility consisting of eight in-center hemodialysis stations, one hemodialysis isolation station, and one home hemodialysis station in Pike County. **Status: Non-Reviewable**

RV2012-033, Dialysis Clinic, Inc. d/b/a DCI Eufaula requests to renovate the existing facility and decrease the total number of dialysis stations from 19 to 14. **Status: Non-Reviewable**

RV2012-036, Crestwood Medical Center requests to establish a hospital-provider based diagnostic center that will be located in a multi-tenant commercial space in a to-be constructed building which will be leased in part to Crestwood under an operating lease. The new building will be located at 20 Hughes Rd., Madison, Alabama. **Status: Non-Reviewable**

Pending Reviewability Determinations:

RV2012-034, Sawrie Oncology, Inc. requests proposed assignment of professional services contracts from South Alabama Radiation Oncology, P.C., Monroeville Radiation-Oncology, P.C., and Gulf Coast Cancer



Center-Gulf Shores, P.C. (collectively, the “Physician Groups”) to Sawrie Oncology, Inc. Following the assignment, Sawrie will continue to provide the same radiation oncology services that the Physician Groups currently provides, at the same locations, and the Physician Groups will cease to provide these health services altogether. **Status: Pending**

RV2012-035, South Baldwin Regional Medical Center requests to establish a hospital-provider based wound care center located within the hospital. **Status: Pending**

RV2012-037, Renal Treatment Center-Southeast, LP d/b/a Hayneville Dialysis requests to establish a 10-station dialysis facility consisting of nine hemodialysis stations and one hemodialysis isolation station in Lowndes County. **Status: Pending**

RV2012-038, Fresenius Medical Care Services of Bay Minette requests to renovate the existing ESRD facility to provide additional space for provision of ESRD services. FMC will sublease a portion of the renovated space to nephrologists for use in their practice. **Status: Pending**

RV2012-039, Renal Treatment Centers Southeast, LP d/b/a Brewton Dialysis requests to establish a 10-station dialysis facility consisting of eight hemodialysis stations, one hemodialysis isolation station, and one home training station. **Status: Pending**

Rural, Marshall Medical Center South Hospital requests to construct a new building on the existing campus of Marshall Professional Center located in Albertville, Alabama. The new space will house the Radiation Therapy Service, new linear accelerator equipment, Physician Clinic, and Infusion Center for Medical Oncology. The Physician Clinic and the Infusion Center are designed to allow for the leasing of space by others in the future. **Status: Pending**

III. OLD BUSINESS

410-1-3-.06 State Agency Records

410-1-5-.04 Fees

410-1-7-.05 Letter of Intent

410-1-7-.06 Filing of a Certificate of Need Application

410-1-7-.21 Temporary Fee Surcharge

410-1-10-.03 Project Modifications After Issuance of Certificate of Need

410-1-10-.04 Home Health Contiguous County Exemption Referrals

410-1-11-.06 Application for Extension

The Board held a public hearing and voted to approve all proposed rule changes.

The next CON Review Board meeting will be held on August 15, 2012.