

REVISED 6/3/2021

RESOLUTION OF DISAPPROVAL

WHEREAS, the Public Health and Health Planning Council, pursuant to the provisions of Section 3606(2) of the Public Health Law, has considered any advice offered by any applicable Regional Health Systems Agency, the staff of the New York State Department of Health and the Establishment Committee of this Council; and

WHEREAS, on December 13, 2018, this Council proposed to disapprove the following application for a three-year extension of limited life for CON #072094-E; and

WHEREAS, following the applicant's request for a public hearing pursuant to said Section 2801-a, such a hearing was held before an Administrative Law Judge, and the Administrative Law Judge has, by her Report and Recommendation dated May 15, 2020 recommended approval of the application; and

WHEREAS, the Public Health and Health Planning Council has considered the record of said hearing and Report and Recommendation; it is hereby

RESOLVED, that this Council, after due deliberation, and for the reasons stated on the record at its meeting of this Council, of this 3rd day of June, 2021 hereby rejects the Conclusion set forth in said Report and Recommendation; and be it further

RESOLVED, that this Council, on this 3rd day of June, 2021 hereby disapproves the following application for the establishment of a special pilot program certified home health agency and the request for a three-year extension to its limited life operating certificate.

APPLICATION NUMBER:

171041 E

FACILITY/APPLICANT:

Shining Star Home Health Care
(Kings County)