

**STATE OF NEW YORK**  
**PUBLIC HEALTH AND HEALTH PLANNING COUNCIL**

**AGENDA**

***April 10, 2014***

***\*Immediately following the Special Establishment and Project Review Committee Meeting***

***AT THE FOLLOWING LOCATIONS***

- Empire State Plaza, Concourse Level, Meeting Room 6, Albany
- New York State Department of Health Offices at 584 Delaware Avenue, 2<sup>nd</sup> Floor Training Room, Buffalo, NY 14202
- New York State Department of Health Offices, Triangle Building, 335 East Main Street, 1st Floor Conference Room, Rochester, NY 14604

**I. INTRODUCTION OF OBSERVERS**

Dr. William Streck, Chairman

**II. APPROVAL OF MINUTES**

**Exhibit #1**

February 13, 2014

**III. PROJECT REVIEW RECOMMENDATIONS AND ESTABLISHMENT ACTIONS**

**Report of the Committee on Establishment and Project Review**

Michael Fassler, Member of the Establishment and Project Review Committee

\*Jeffrey Kraut, Chair

**A. APPLICATIONS FOR CONSTRUCTION OF HEALTH CARE FACILITIES**

**CATEGORY 1:** Applications Recommended for Approval – No Issues or Recusals, Abstentions/Interests

**CON Applications**

**Acute Care Services - Construction**

**Exhibit #3**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	132313 C	Women and Children's Hospital of Buffalo (Erie County)	Contingent Approval
2.	141092 C	Westchester Medical Center (Dutchess County)	Contingent Approval

**B. APPLICATIONS FOR ESTABLISHMENT AND CONSTRUCTION OF HEALTH CARE FACILITIES**

**CATEGORY 1:** Applications Recommended for Approval – No Issues or Recusals, Abstentions/Interests

**CON Applications**

**Acute Care Services – Establish/Construct**

**Exhibit #5**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	132370 E	NYP Community Services, Inc. (Westchester County)	Contingent Approval
2.	141018 E	RU System (Monroe County)	Contingent Approval

**C. APPLICATIONS FOR CONSTRUCTION OF HEALTH CARE FACILITIES**

**CATEGORY 2:** Applications Recommended for Approval with the Following:

- ❖ PHHPC Member Recusals
- ❖ Without Dissent by HSA
- ❖ Without Dissent by Establishment and Project Review Committee

**NO APPLICATIONS**

**CATEGORY 3:** Applications Recommended for Approval with the Following:

- ❖ No PHHPC Member Recusals
- ❖ Establishment and Project Review Committee Dissent, or
- ❖ Contrary Recommendations by HSA

**NO APPLICATIONS**

**CATEGORY 4:** Applications Recommended for Approval with the Following:

- ❖ PHHPC Member Recusals
- ❖ Establishment and Project Review Committee Dissent, or
- ❖ Contrary Recommendation by HSA

**NO APPLICATIONS**

**CATEGORY 5:** Applications Recommended for Disapproval by OHSM or Establishment and Project Review Committee - with or without Recusals

**NO APPLICATIONS**

**CATEGORY 6:** Applications for Individual Consideration/Discussion

**CON Applications**

**Ambulatory Surgery Centers - Construction**

**Exhibit #4**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	132362 C	New York Presbyterian Hospital Weill Cornell Medical Center (New York County) Dr. Brown - Recusal	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**D. APPLICATIONS FOR ESTABLISHMENT AND CONSTRUCTION OF HEALTH CARE FACILITIES**

**CATEGORY 2:** Applications Recommended for Approval with the Following:

- ❖ PHHPC Member Recusals
- ❖ Without Dissent by HSA
- ❖ Without Dissent by Establishment and Project Review Committee

**NO APPLICATIONS**

**CATEGORY 3:** Applications Recommended for Approval with the Following:

- ❖ No PHHPC Member Recusals
- ❖ Establishment and Project Review Committee Dissent, or
- ❖ Contrary Recommendations by or HSA

**NO APPLICATIONS**

**CATEGORY 4:** Applications Recommended for Approval with the Following:

- ❖ PHHPC Member Recusals
- ❖ Establishment and Project Review Committee Dissent, or
- ❖ Contrary Recommendation by HSA

**NO APPLICATIONS**

**CATEGORY 5:** Applications Recommended for Disapproval by OHSM or Establishment and Project Review Committee - with or without Recusals

**NO APPLICATIONS**

**CATEGORY 6:** Applications for Individual Consideration/Discussion

**Ambulatory Surgery Centers– Establish/Construct**

**Exhibit #6**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	131347 B	Southtowns Ambulatory Surgery Center, LLC (Erie County) Mr. Booth – Interest Dr. Grant – Interest/Abstaining	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2.	132281 B	Northern EC, LLC d/b/a Northern GI Endoscopy Center (Warren County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**Diagnostic and Treatment Centers – Establish/Construct**

**Exhibit #7**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	132132 B	NewRad51, Inc. (New York County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2.	132252 B	Cornerstone Urgent Care Center (Monroe County) Mr. Booth – Interest Mr. Hurlbut - Recusal	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
3.	132345 E	Castle Hill Medical Center of New York Inc. (Bronx County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**Dialysis Services – Establish/Construct****Exhibit #8**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	132191 B	HPLD Partners, LLC d/b/a Liberty Dialysis – Hyde Park (Dutchess County) Dr. Bhat - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2.	141001 B	Genesis Services LLC d/b/a Genesis Renal Care (Queens County) Dr. Bhat - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**Residential Health Care Facility – Establish/Construct****Exhibit #9**

	<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
1.	132135 E	Jewish Senior Life (Monroe County) Mr. Booth - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2.	132226 E	ORNC, LLC d/b/a Chestnut Park Rehabilitation and Nursing Center (Otsego County) Mr. Booth - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
3.	132227 E	RRNC, LLC d/b/a Colonial Park Rehabilitation and Nursing Center (Oneida County) Mr. Booth - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
4.	132228 E	CRNC, LLC d/b/a Cortland Park Rehabilitation and Nursing Center (Cortland County) Mr. Booth - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
5.	132229 E	HRNC, LLC d/b/a Highland Park Rehabilitation and Nursing Center (Allegany County) Mr. Booth - Interest	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
6.	132231 E	JBRNC, LLC d/b/a Hudson Park Rehabilitation and Nursing Center (Albany County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

7.	132260 E	RSRNC, LLC d/b/a Riverside Center for Rehabilitation and Nursing (Rensselaer County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
8.	132261 E	CSRNC, LLC d/b/a Capstone Center for Rehabilitation and Nursing (Montgomery County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
9.	132334 B	NCRNC, LLC d/b/a Northeast Center for Rehabilitation and Brain Injury (Ulster County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
10.	132316 E	Hendon Garden Center LLC d/b/a Hendon Garden Nursing and Rehabilitation Center (Queens County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**Certified Home Health Agencies – Establish/Construct**

**Exhibit #10**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.P.R.C. Recommendation</u>
1.	132193 E Visiting Nurse Association of Western New York, Inc. (Livingston County) Ms. Hines - Recusal	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2.	132236 E Visiting Nurse Association of Long Island, Inc. (Nassau County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
3.	141100 E Westchester Medical Center (Dutchess County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**Certificate of Incorporation**

**Exhibit #11**

Applicant

Hope for Haven, Inc.

E.P.R.C. Recommendation

To be presented at the Special Establishment/Project Review Committee on 4/10/14  
No Recommendation

**HOME HEALTH AGENCY LICENSURES****Exhibit #12**

<b><u>Number</u></b>	<b><u>Applicant/Facility</u></b>	<b><u>E.P.R.C. Recommendation</u></b>
2144 L	A Caring Hand Services, Inc. (Bronx, Kings, New York, Queens, Richmond and Westchester Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2129 L	Ameristar Homecare Services, LLC (Bronx, Kings, New York, Queens and Richmond Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2119 L	Caring Hearts Home Care Services, LLC (Bronx, Kings, New York and Queens Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2146 L	Nightingale Home Care Network, Inc. (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2397 L	Otsego County d/b/a Otsego Manor Licensed Home Care Service Agency (Otsego County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2142 L	Privatus Care Solutions, Inc. (Bronx, Kings, New York, Queens, Richmond and Westchester Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2137 L	RBRC of Albany, LLC d/b/a Visiting Angels (Albany, Columbia, Greene, Montgomery, Rensselaer, Saratoga, Schenectady and Schoharie Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
2165 L	Caring Touch of NY, LLC (Bronx, Kings, Nassau, New York, Queens, and Richmond Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

2325 L	Advanced Care Inc. (Nassau County)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation
*2462 L	North Road LHCSA, Inc. (Columbia, Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster, and Westchester Counties)	To be presented at the Special Establishment/Project Review Committee on 4/10/14 No Recommendation

**IV. HEALTH POLICY**

\*Jeffrey Kraut, Health Planning Committee Member

**\*Request for Stroke Center Designation**

**Exhibit is posted under the April 10, 2014 Health Planning Committee Meeting Materials**

**\*Applicant**

**Health Planning Recommendation**

United Memorial Medical Center

To be presented at the Special Health Planning Committee on 4/10/14 No Recommendation

**V. REGULATION**

**Report of the Committee on Codes, Regulations and Legislation**

**Exhibit #2**

John M. Palmer, Ph.D., Vice Chair

**For Emergency Adoption**

3-08 Amendment of Subpart 7-2 of Title 10 NYCRR - Children's Camps

**For Information**

10-15 Amendment of Section 400.18 of Title 10 NYCRR (Statewide Planning and Research Cooperative System (SPARCS))

**For Discussion**

Repeal of Part 407 and Amendment to Section 405.1 of Title 10 NYCRR (Critical Access Hospitals)

**VI. REPORT OF DEPARTMENT OF HEALTH ACTIVITIES**

**A. Report of the Department of Health**

Nirav R. Shah, M.D., M.P.H., Commissioner of Health

**B. Report of the Office of Primary Care and Health Systems Management Activities**

Karen Westervelt, Deputy Commissioner, Office of Primary Care and Health  
Systems Management

**C. Report of the Office of Health Insurance Programs Activities**

Elizabeth Misa, Medicaid Deputy Director, Office of Health Insurance Programs

**D. Report of the Office of Public Health Activities**

Dr. Guthrie Birkhead, Deputy Commissioner, Office of Public Health

**VII. PUBLIC HEALTH SERVICES**

**Report on the Activities of the Committee on Public Health**

Jo Ivey Boufford, M.D., Chair of the Public Health Committee

**VIII. NEXT MEETING**

May 22, 2014 - NYC  
June 12, 2014 - NYC

**IX. ADJOURNMENT**