

State of New York
Public Health Council

AGENDA

March 12, 2010
10:00 a.m.

90 Church Street
4th Floor, Room 4A & 4B
New York City

I. INTRODUCTION OF OBSERVERS

Dr. William Streck, Chairman

II. REPORT OF DEPARTMENT OF HEALTH ACTIVITIES

Jim Clyne, Executive Deputy Commissioner

III. APPROVAL OF MINUTES

January 29, 2010

Exhibit #1

IV. ESTABLISHMENT

A. Committee on Establishment of Health Care Facilities

Susan Regan, Chair

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

CON Applications

Ambulatory Surgery Center

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
092062	Griffis Eye Center, LLC (Oneida County)	Contingent Approval	Exhibit #2

Dialysis Center

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
092043	LSL Newburgh, LLC d/b/a St. Luke's Cornwell Dialysis Center (Orange County)	Contingent Approval	Exhibit #3
091063	St. James Healthcare Center (Suffolk County)	Contingent Approval	Exhibit #4

Certificate of Amendment of the Certificate of Incorporation

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Wilderness Health Care Foundation, Inc.	Approval	Exhibit #5

Certificate of Incorporation

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Smithers Fund for Alcoholism Prevention and Recovery, Inc.	Approval	Exhibit #6

Certificate of Dissolution

<u>Applicant</u>	<u>E.C. Recommendation</u>	
St. Lawrence Hospital Council, Inc.	Approval	Exhibit #7

CATEGORY 2: Applications Recommended for Approval with the Following:

- § PHC Member Recusals
- § Without Dissent by SHRPC or HSA
- § Without Dissent by Establishment Committee

Residential Health Care Facilities

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
082183	Elcor Operating Company, LLC d/b/a Elcor Nursing and Rehabilitation Center, LLC (Chemung County) Recusal – Mr. Fensterman	No Recommendation	Exhibit #8

Home Health Agency Licensures

Exhibit #9

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C.</u> <u>Recommendation</u>	
1847	AllHealth Home Care, LLC (Bronx, Kings, New York, Queens, Richmond and Westchester Counties)	No Recommendation	Recusal Ms. Regan Recusal – Dr. Yang
1841	Greatcare Service, Inc. d/b/a Greatcare (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	No Recommendation	Recusal – Ms. Regan
1774	D & S Home Care Agency, LLC (Nassau, Queens, Suffolk and Westchester Counties)	No Recommendation	Recusal Ms. Regan Recusal – Dr. Yang
1802	MR Homecare Agency of NY, Inc. (Bronx, Kings, New York, Queens, Richmond and Westchester Counties)	No Recommendation	Recusal – S. Regan Recusal – Dr. Yang

CATEGORY 3: Applications Recommended for Approval with the Following:

- § No PHC Member Recusals
- § Establishment Committee Dissent, or
- § Contrary Recommendations by SHRPC or HSA

NONE.

CATEGORY 4: Applications Recommended for Approval with the Following:

- § PHC Member Recusals
- § Establishment Committee Dissent, or
- § Contrary Recommendation by SHRPC or HSA

NONE.

CATEGORY 5: Applications Recommended for Disapproval by OHSM or Establishment Committee B with or without Recusals

NONE.

CATEGORY 6: Applications for Individual Consideration/Discussion

Ambulatory Surgery Center

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
091173	Fifth Avenue Surgery Center (New York County)	Contingent Approval	Exhibit #10

Home Health Agency Licensures Exhibit #11

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
1662	Helen Hayes Hospital (Orange, Rockland and Westchester Counties)	Approval	Recusal – Dr. Yang

B. Report of Establishment Applications Exhibit #12

**C. Status Report on Requests for Hearings on
Applications for Establishment** Exhibit #13

V. REGULATION

Committee on Codes and Legislation

Ellen Rautenberg, Chair

For Discussion

09-24 Amendment of Parts 405, 410, 420, 600, 703, 705, 709, and 710 of
Title 10 NYCRR
(Revisions to Certificate of Need Process for Threshold

Exhibit #14

For Emergency Adoption

09-03 Amendment of Subpart 6-2 of Title 10 NYCRR
(Ocean Surf Bathing Beaches and Automated External Defibrillators
(AEDs))

Exhibit #15

For Adoption

09-03 Amendment of Subpart 6-2 of Title 10 NYCRR
(Ocean Surf Bathing Beaches and Automated External Defibrillators
(AEDs))

Exhibit #16

VI. PUBLIC HEALTH SERVICES

Report of Office of Public Health Activities

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

VII. PROFESSIONAL

Report of the Committee on Health Personnel and Interprofessional Relations

Dr. Theodore Strange, Chair
One Case

VIII. NEXT MEETING

May 14, 2010 (NYC)

IX. ADJOURNMENT