

STATE OF NEW YORK
PUBLIC HEALTH COUNCIL

AGENDA

November 19, 2010
10:00 a.m.

Meeting Rooms 2 & 3
Concourse Level, Empire State Plaza
Albany

I. INTRODUCTION OF OBSERVERS

Dr. William Streck, Chairman

II. REPORT OF DEPARTMENT OF HEALTH ACTIVITIES

Commissioner Richard F. Daines, M.D.

III. APPROVAL OF MINUTES

September 24, 2010

Exhibit #1

IV. ESTABLISHMENT

A. Committee on Establishment of Health Care Facilities

Susan Regan, Chair

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

Proton Beam Therapy

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101150	TPTCC NY, Inc. (Queens County)	Disapproval	Exhibit #2

CATEGORY 6: Applications for Individual Consideration/Discussion

Proton Beam Therapy

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101151	The New York Proton Center (New York County)	Contingent Approval	Exhibit #3

CATEGORY 2: Applications Recommended for Approval with the Following:

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

Dialysis

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101038	Interstate Development and Management Partners, LLC (Richmond County) Recusal – Mr. Friedman	Contingent Approval	Exhibit #4
101070	Long Island Replacement, LLC d/b/a Island Rehabilitative Services Corp. (Suffolk County) Recusal – Mr. Friedman	Contingent Approval	Exhibit #5

Residential Health Care Facility

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101141	St. John’s Penfield Homes (Monroe County) Interest – Mr. Fassler	Contingent Approval	Exhibit #6

Certified Home Health Care Agency and LTHHCP

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
092088	Olom Home Care, Inc. d/b/a St. Mary’s Metropolitan Home Care for Kids (Kings County) Interest – Mr. Fassler Interest – Ms. Regan	Contingent Approval	Exhibit #7
101071	Home Aide Service of Eastern New York, Inc. d/b/a Eddy Visiting Nurse Association/Wesley VNA (Rensselaer County) Interest – Mr. Fassler Interest – Ms. Regan	Contingent Approval	Exhibit #8
101157	Visiting Nurse Services of Westchester, Inc. (Putnam County) Interest – Ms. Regan	Contingent Approval	Exhibit #9

Home Health Agency Licensures**Exhibit #10**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
1745	Brooklyn Boulevard ALP, LLC (Kings County)	Contingent Approval	Recusal – Mr. Fassler
1797	Public Health Solutions, Inc. d/b/a Medical and Health Research Association of New York City (Bronx, Kings, New York, Queens and Richmond Counties)	Contingent Approval	Recusal – Ms. Rautenberg Interest – Ms. Regan
1905	All Metro Aides, Inc. d/b/a All Metro Health Care (Bronx, Kings, New York, Queens and Richmond Counties)	Contingent Approval	Interest – Ms. Regan
1650	All Metro Home Care Services of New York, Inc. d/b/a All Metro Health Care (See exhibit for Counties Served)	Contingent Approval	Interest – Ms. Regan
1870	Eagle Home Care, LLC (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	Contingent Approval	Interest – Ms. Regan
1895	GJ Apex Company, LLC d/b/a Emmanuel Services (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	Contingent Approval	Interest – Ms. Regan
1882	Healthy Care N.Y., Inc. (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	Contingent Approval	Interest – Ms. Regan

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
1725	Matria of New York, Inc. (See exhibit for Counties Served)	Contingent Approval	Interest – Ms. Regan
1863	Metropolitan Homecare Way, Inc. (Bronx, Kings, New York, Queens, Richmond and Westchester Counties)	Contingent Approval	Interest – Ms. Regan
1796	SeniorBridge Family Companies (NY), Inc. (Nassau, Queens and Suffolk Counties)	Contingent Approval	Interest – Ms. Regan
1868	Senior Care Connection d/b/a Eddy Senior Care (Albany, Columbia, Greene, Rensselaer, Saratoga and Schenectady Counties)	Contingent Approval	Interest – Mr. Fassler
1877	Ultimate Care, Inc. (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	Contingent Approval	Interest – Ms. Regan
1885	Clover LHCSA Management, LLC d/b/a Presidential Home Care (Putnam and Westchester Counties)	Contingent Approval	Interest – Ms. Regan
1748	DOJ Home Care Agency, Inc. (Bronx County)	Contingent Approval	Interest – Ms. Regan
1838	Health Care Acquisition Corp. d/b/a Allen Health Care Services and Get Well at Home Services (See Exhibit for Counties Served)	Contingent Approval	Interest – Ms. Regan

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

CON Applications

Acute Care Services

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101090	Arnot Ogden Medical Center (Steuben County)	Contingent Approval	Exhibit #11
101136	Saint Vincent Health System (Chautauqua County)	Contingent Approval	Exhibit #12

Ambulatory Surgery Center

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101123	University Hospital SUNY Health Science Center (Onondaga County)	Contingent Approval	Exhibit #13

Diagnostic and Treatment Centers

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
091026	WNYIMC, LLC d/b/a Western New York Immediate Care (Erie County)	Contingent Approval	Exhibit #14
101135	Mermaid Management, Inc. d/b/a Mermaid Health Center (Kings County)	Contingent Approval	Exhibit #15

Dialysis

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
092135	USRC Cheektowaga, Inc. (Erie County)	Contingent Approval	Exhibit #16
092136	USRC Williamsville, Inc. (Erie County)	Contingent Approval	Exhibit #17
092137	USRC Tonawanda, Inc. (Erie County)	Contingent Approval	Exhibit #18

Certified Home Health Care Agency and LTHHCP

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
101073	Seton Health System, Inc. d/b/a Seton Home Health Care (Rensselaer County)	Contingent Approval	Exhibit #19
101075	St. Peter's Hospital of the City of Albany d/b/a St. Peter's Hospital Home Care Department (Albany County)	Contingent Approval	Exhibit #20

Certificate of Dissolution

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Bellevue Woman's Medical Center, Inc.	Approval	Exhibit #21

Certificate of Amendment of the Certificate of Incorporation

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Upper Hudson Primary Care Consortium, Inc.	Approval	Exhibit #22

Home Health Agency Licensures **Exhibit #23**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>
1869	Seton Licensed Home Care, Inc. (Albany, Columbia, Greene, Rensselaer, Saratoga and Schenectady Counties)	Contingent Approval
1867	St. Peter's Licensed Home Care Agency (Albany, Columbia, Greene, Rensselaer, Saratoga and Schenectady Counties)	Contingent Approval
1858	Camphill Ghent, Inc. (Columbia County)	Contingent Approval

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>
1753	Mary Agnes Manor LLC d/b/a Mary Agnes Manor Home Care (Erie County)	Contingent Approval
1874	Ulster County Department of Health d/b/a Ulster County Licensed Home Health Care Service Agency (Ulster County)	Contingent Approval

CATEGORY 3: Applications Recommended for Approval with the Following:

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

NO APPLICATIONS

CATEGORY 4: Applications Recommended for Approval with the Following:

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

NO APPLICATIONS

B. Report of Establishment Applications

Exhibit #24

V. REGULATION

Committee on Codes and Legislation

Ellen Rautenberg, Chair

For Discussion

10-05 Amendment of Subpart 5-1 of Title 10 NYCRR (Public Water Systems) **Exhibit #25**

VI. PUBLIC HEALTH POLICY

A. Report of Office of Health Systems Management Activities

Richard Cook, Deputy Commissioner, Office of Health Systems Management

B. Report of Office of Long Term Care Activities

Mark Kissinger, Deputy Commissioner, Office of Health Systems Management

VII. PUBLIC HEALTH SERVICES

Report of Office of Public Health Activities

Sylvia Pirani, Director, Office of Public Health Practice

VIII. ADJOURNMENT