



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

July 26, 2017

Gary S. Qualls
PO Box 14210
Research Triangle Park, NC 27709-4210

No Review

Record #: 2337
Facility Name: Healthy @ Home – Blue Ridge
FID #: 953773
Business Name: Carolinas Medical Center at Home, LLC
Business #: 2433
Project Description: Relocate home health agency within same service area
County: Burke

Dear Mr. Qualls:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) received your letter of July 14, 2017 regarding the above referenced proposal. Based on the CON law **in effect on the date of this response to your request**, the proposal described in your correspondence is not governed by, and therefore, does not currently require a certificate of need. However, please note that if the CON law is subsequently amended such that the above referenced proposal would require a certificate of need, this determination does not authorize you to proceed to develop the above referenced proposal when the new law becomes effective.

However, you need to contact the Agency's Acute and Home Care Licensure and Certification Section to determine if they have any requirements for development of the proposed project.

It should be noted that this determination is binding only for the facts represented in your correspondence. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by this office. Changes in a project include, but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

WWW.NCDHHS.GOV

TELEPHONE 919-855-3873

LOCATION: EDGERTON BUILDING • 809 RUGGLES DRIVE • RALEIGH, NC 27603

MAILING ADDRESS: 2704 MAIL SERVICE CENTER • RALEIGH, NC 27699-2704

AN EQUAL OPPORTUNITY/ AFFIRMATIVE ACTION EMPLOYER

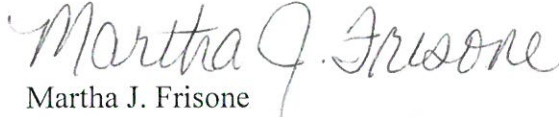


Please contact this office if you have any questions. Also, in all future correspondence you should reference the Facility ID # (FID) if the facility is licensed.

Sincerely,



Julie Halatek
Project Analyst



Martha J. Frisone
Chief, Healthcare Planning and Certificate of Need

cc: Acute and Home Care Licensure and Certification Section, DHSR
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR

July 14, 2017

Gary S. Qualls
Gary.qualls@klgates.comT +1 919 466 1182
F +1 919 516 2072**Via Hand Delivery**Martha Frisone
Chief
Department of Health and Human Services
Division of Health Service Regulation
Health Planning and Certificate of Need Section
809 Ruggles Drive
Raleigh, North Carolina 27603Re: No Review Request regarding Healthy@Home--Blue Ridge relocation of its HHA Office Within Service Area

Dear Ms. Frisone:

We represent Carolinas Medical Center at Home, LLC d/b/a Healthy@Home--Blue Ridge ("HHA"), a Medicare-certified home health agency office ("HHA Office") currently located in Burke County at 201 St. Germain Avenue, SW, Valdese, NC. The purpose of this letter is to inform the North Carolina Department of Health and Human Services, Division of Health Service Regulation, Healthcare Planning and Certificate of Need Section (the "Agency") that, on or about September 1, 2017, Healthy@Home--Blue Ridge plans to relocate its HHA Office to 141 Fiddler's Run Blvd., Morganton, NC, about eight (8) miles away, within the same county.

We are asking that the Agency confirm that this HHA Office relocation is non-reviewable because it does not constitute a new institutional health service. Under North Carolina law, a CON is required only prior to offering or developing a "new institutional health service." New institutional health services include a variety of services and activities, including a home health agency office. However, relocating existing home health agency offices are reviewable only if either: (1) the cost to relocate the office exceeds \$2 Million;¹ or (2) the office is relocated outside of the agency's existing service area.²

¹ N.C. Gen. Stat. § 131E-176(16)(b).

² N.C. Gen. Stat. § 131E-176(16)(q).

Here, Healthy@Home--Blue Ridge's HHA Office relocation implicates neither CON trigger. Therefore, please confirm that the relocation is not CON reviewable because it does not constitute a new institutional health service.

If you require additional information, please contact us at the above number. Thank you in advance for your review of this request.

Sincerely,

A handwritten signature in blue ink that reads "Gary S. Qualls". The signature is written in a cursive, flowing style.

Gary S. Qualls