



Long-Term and Behavioral Health Committee Draft Minutes

**September 14, 2012
Brown Bldg. Room 104**

Medical Facilities Planning

MEMBERS PRESENT: Jerry Parks-Chairman, Johnnie Farmer, Anthony Foriest, Ted Griffin, Frances Mauney, Dr. T.J. Pulliam, Pam Tidwell
MEMBERS ABSENT: Don Beaver, Zach Miller
STAFF PRESENT: Nadine Pfeiffer, Elizabeth Brown, Shelley Carraway, Kelli Fisk
DHSR STAFF PRESENT: Drexal Pratt; Craig Smith
AG's Office: Scott Stroud

Agenda Items	Discussion/Action	Motion/ Seconded	Recommendations/ Actions
Welcome & Announcements	Mr. Parks welcomed members and guests. Mr. Parks stated the meeting is open to the public, but deliberations and recommendations are limited to the members of the Long-Term and Behavioral Health (LTBH) Committee and staff, in order to respect the process of the State Health Coordinating Council (SHCC).		
Review of Executive Order No. 10 and 67: Ethical Standards for the State Health Coordinating Council	Mr. Parks reviewed Executive Orders No.10 and 67 "Ethical Standards for the State Health Coordinating Council" Guide, and asked members and staff to introduce themselves; all members stated their name and their profession/employer and SHCC appointment type followed by staff.		.
Introductions	Mr. Parks inquired if anyone had a conflict or needed to declare that they would derive a benefit from any matter on the agenda or intended to recuse themselves from voting on the matter. Three members stated they would recuse from votes during the meeting. Mr. Griffin recused from voting on OrthoCarolina, Ms. Tidwell recused from voting on CarePartners Hospice and Palliative Care and Four Seasons Compassion for Life, Dr. Pulliam recused from voting on Mountain Valley Hospice and Palliative Care – Surry County and Mountain Valley Hospice and Palliative Care – Yadkin County.		
Approval of April 13, 2012	A motion was made and seconded to accept the May 11, 2012 minutes.	Ms. Mauney Ms. Tidwell	Motion approved
Nursing Care Facilities – Chapter 10	Ms. Youmans reviewed the petition stating the petitioner requested an adjusted need determination for 40 Skilled Nursing Facility (SNF) beds in Guilford		

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Petition 1: Bell House	County earmarked for serving adults with physical disabilities caused by musculoskeletal conditions resulting from neurological disorders, such as cerebral palsy and spina bifida in the 2013 State Medical Facilities Plan (SMFP). Ms. Youmans stated given available information submitted by the August 17, 2012 deadline, and in consideration of factors, the agency agrees with the requested change based on the specialized needs of this population and absence of viable alternative for care in a group setting and recommends that an adjusted need determination for 40 SNF beds in Guilford County be added to the 2013 SMFP. Furthermore, the agency recommends that the adjusted need determination include the following language: The beds shall serve adults with physical disabilities caused by musculoskeletal conditions resulting from neurological disorders, such as cerebral palsy and spina bifida. In choosing among competing applicants, priority shall be given to applicants who demonstrate that they currently serve adults with ortho-neurological disorders who require assistance with physical disabilities in a licensed long-term care facility. A motion was made and seconded to approve the petition. A motion was made and seconded to accept the following language: The beds shall serve adults with physical disabilities caused by musculoskeletal conditions resulting from neurological disorders, such as cerebral palsy and spina bifida. In choosing among competing applicants, priority shall be given to applicants who demonstrate that they currently serve adults with ortho-neurological disorders who require assistance with physical disabilities in a licensed long-term care facility.	Ms. Mauney Ms. Tidwell Mr. Foriest Ms. Tidwell	Motion approved Motion approved

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Petition 2: OrthoCarolina	Ms. Youmans stated that OrthoCarolina requested to an adjusted need determination for sixteen skilled nursing beds to be used in conjunction with an existing or approved orthopedic-focused ambulatory surgical facility located in Mecklenburg County” in the 2013 SMFP. In addition, the petitioner requests the Certificate of Need (CON) administrative rule 10A NCAC 14C.1102 (b) that requires 90 percent occupancy by the second year of operation for a new nursing faculties not be applicable to the 16 nursing facility beds that are the subject of this request. A motion was made and seconded to approve the petition. A motion was made and seconded for the LTBH Committee to make a recommendation to the SHCC at the October 3, 2012 meeting “for more innovated ways of caring for patients with cost reductions to provide care for citizens of North Carolina using the CarolinaOrtho petition as an example to determine if a work group needs to be formed”.	Ms. Tidwell Mr. Foriest Ms. Mauney Mr. Foriest	Motion approved Mr. Griffin recused from voting Motion approved
Adult Care Homes - Chapter 11 Petition 3: Meridian Senior Living	Ms. Youmans stated that Meridian Senior Living requested an adjusted need determination from 40 beds as identified in the Proposed 2013 SMFP to 50 beds for Hyde-Tyrrell combined service area. A motion was made and seconded to approve the petition	Ms. Mauney Mr. Foriest	Motion approved
Home Health Services - Chapter 12 Petition 4: HealthKeeperz, Inc.	HealthKeeperz, Inc. requested an adjusted need determination for one Medicare-certified home health agency in Brunswick County in the 2013 SMFP. In addition, the agency suggested providing the additional home health		

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Final Action	The LTBH Committee directs staff to use 3 years county data to obtain average for each county. The county average for in-home and in-center dialysis will be used in the next report, January 2013 and going forward until SEKC/CMS is able to provide custom reports with modalities. A motion was made and seconded to allow staff to continue to make editorial changes, update and correct data to all of the Long-Term and Behavioral Health chapters.	Ms. Mauney Mr. Foriest	Motion approved
Other Business	With there being no other business, Mr. Parks adjourned the meeting.		