

NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

January 25, 2019

Lisa L. Hughes, County Manager
Yadkin County
lhughes@yadkincountync.gov

Exempt from Review – Extension of Time to Reopen Legacy Medical Care Facility

Record #: 2850
Facility Name: Yadkin Valley Community Hospital
FID #: 924275
Business Name: Yadkin County
Business #: 2993
Project Description: Requests an additional 36 months to reopen the hospital beginning January 19, 2019 and ending January 18, 2022
County: Yadkin

Dear Ms. Hughes:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that based on your letters of January 8, 2019 and January 23, 2019, Yadkin County may have an additional 36 months to reopen Yadkin Valley Community Hospital without first obtaining a certificate of need in accordance with N.C. Gen. Stat. §131E-184(h). Yadkin Valley Community Hospital must be reopened no later than **January 18, 2022** in order for the reopening to be exempt from certificate of need review and no additional extensions of time are authorized by the law.

This determination is based on the Certificate of Need Law in effect as of the date of this letter and binding only for the facts represented by you. Consequently, if changes are made in the law or 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 the Agency.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Martha J. Frisone, Chief

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
Melinda Boyette, Administrative Assistant, Healthcare Planning, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION
HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
www.ncdhhs.gov/dhsr • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Rec'd # 2850
FID # 943275

*Kevin Austin, Chairman of Board
David Moxley, Vice Chairman
Gilbert Hemric, Commissioner
Marion Welborn, Commissioner
Frank Zachary, Commissioner*

*Ed Powell, County Attorney
Lisa Hughes, County Manager
Tanya Gentry, Clerk to the Board*



Administrative Offices

January 23, 2019

Mark Payne, Director
Division of Health Service Regulation
NC Department of Health and Human Services
2701 Mail Service Center
Raleigh, NC 27699-2701

Dear Mr. Payne:

On January 19, 2016 I submitted a request to you on behalf of Yadkin County for our hospital, Yadkin Valley Community Hospital, to be designated as a Legacy Medical Care Facility in accordance with NCGS 131E-176(14f) and exempt it from certificate of need review, as it was our intention for the hospital to re-open within 36 months of that date.

Since that time, we have had extensive conversations with Wake Forest Baptist Health, OrthoCarolina, Surgical Care Associates, Hugh Chatham Memorial Hospital, as well as several individual physicians who expressed interest in re-opening the facility, many of whom signed confidentiality and non-disclosure agreements with the County. Most recently we have met with a Northern Surry Hospital representative. Our attorney, Bob Wilson, has also contacted other out-of-state hospital operators concerning the opportunity that is available to reopen our facility. We have shared information we have about the hospital when it was in full operation. We are also working with United States Congresswoman Virginia Foxx's office concerning how the County can re-obtain the Critical Access status that was associated with the prior operator. If you need additional, more detailed information, we can provide specific information regarding the exhaustive efforts we have undertaken to reopen the hospital since before the January 19, 2016 notice, extending to the present date.

With respect to the hospital facility itself, we have actively maintained the building and it has been continuously occupied. We currently have medical providers as tenants in sections of the facility (Dr. James McGrath and Dr. Alison Snider), as well as several behavioral health providers. We also are actively seeking other ways to utilize the facility for health care purposes pending the potential reopening of the hospital.

Despite all of our best efforts, however, the hospital has not reopened. We are committed to securing health care in Yadkin County and we would like to request a 36-month extension to re-open the Legacy Medical Care Facility in accordance with NCGS 131E-184(h).

Please contact me at (336) 849-7514 if you have any questions.

Sincerely,

Digitally signed by Lisa L. Hughes
DN: cn=Lisa L. Hughes, o=Yadkin County,
ou=County Manager,
email=lhughes@yadkincountync.gov, c=US
Date: 2019.01.24 00:24:24 -05'00'

Lisa L. Hughes
County Manager

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217 E. Willow Street ~ Post Office Box 220 ~ Yadkinville, North Carolina 27055
(336) 849-7900 Office --- (336) 849-7920 Fax
www.yadkincountync.gov

Kevin Austin, Chairman of Board
David Moxley, Vice Chairman
Gilbert Hemric, Commissioner
Marion Welborn, Commissioner
Frank Zachary, Commissioner



Ed Powell, County Attorney
Lisa Hughes, County Manager
Tanya Gentry, Clerk to the Board

Administrative Offices

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Division of Health Service Regulation

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Office of the Director / Division Office

January 8, 2019

Mark Payne, Director
Division of Health Service Regulation
NC Department of Health and Human Services
2701 Mail Service Center
Raleigh, NC 27699-2701

Mr. Payne:

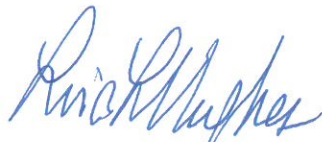
January ME 1/15/19

On June 19, 2016 I submitted a request to you on behalf of Yadkin County for our hospital Yadkin Valley Community Hospital to be designated as a Legacy Medical Care Facility in accordance with NCGS 131E-176(14f) and exempt it from certificate of need review, as it was our intention for the hospital to re-open within 36 months of that date.

As of this date, the hospital has not re-opened, however we continue to have conversations with hospital operators concerning the facility. We would like to request a 36-month extension to re-open the Legacy Medical Care Facility in accordance with NCGS 131E-184(h).

Please contact me at (336) 849-7514 if you have any questions.

Sincerely,



Lisa L. Hughes
County Manager