
THE NOTICE

Oklahoma State Department of Health

March 1, 2000

HEALTH RESOURCES DEVELOPMENT SERVICE REPORT

Certificate of Need, Workplace Medical Plan, and Health Maintenance Organization matters considered by the Health Resources Development Service are reported in The Notice. Your comments, evidence, and requests regarding these projects should be sent to the Oklahoma State Department of Health, Special Health Services-0511, Health Resources Development Service, 1000 N. E. 10th, Oklahoma City, OK 73117-1299. The telephone number is (405) 271-9201.

I. Actions taken by the Oklahoma State Department of Health from January 24, 2000 to February 23, 2000 were as follows.

Certificate of Need Applications Approved:

Blevins Retirement & Care Center, McAlester, #99-070. Contact Person: Pat Kates, 918/485-3933. Purchase of this 55 bed licensed nursing facility by SMK of McAlester, Inc., which is owned by James H. Martin (30%), Larry J. Sparks (30%), Pat Kates (30%), and Edie Price (10%). Cost: \$1,000,000.00. Approved: 02/01/00.

New Frontiers Cherokee House, Okla. City, #99-063. Contact Person: Cathy Moore, 405/. New 6 bed specialized facility for the mentally retarded, by New Horizons, Inc., which is owned by Donald Moore (51%) and Cathy Moore (49%). Cost: 130,000.00. Approved: 02/03/00.

Skyline Terrace Nursing Center, Tulsa, #99-049. Contact Person: Nita Giles, 405/810-8155. Purchase this 209 bed licensed nursing facility by Montereau, Inc., a non-profit Oklahoma organization. Cost: \$720,000.00. Approved: 02/01/00.

INTEGRIS Baptist Regional Health Center, Miami, #99-053. Contact person: JoAnne Mancusi, 918/540-7196. Add 12 adult psychiatric beds for a total of 32 adult psychiatric beds. Cost: \$200,000.00. Approved: 02/15/00.

Certificate of Need Applications Withdrawn:

Rosewood Manor Nursing Center, Norman, #99-061. Contact Person: Nita Giles, 405/810-8155. Lease this 200 bed licensed nursing facility by JBA, Inc., which is owned by Grant Rhodes (33.33%), James O. Brown (33.34%) and Jeff Young (33.33%); with a subsequent lease to Progressive Rosewood, Inc., which is owned 100% by Progressive Living Centers, Inc. Cost: \$360,000.00 annually for 10 years for first lease; subsequent lease is \$360,000.00 annually for 10 years. Application Withdrawn: 01/06/00.

Cyril Nursing Home, Cyril, #99-062. Contact Person: Nita Giles, 405/810-8155. Lease this 80 bed licensed nursing facility by JBA, Inc., which is owned by Grant Rhodes (33.33%), James O. Brown (33.34%) and Jeff Young (33.33%); with a subsequent lease to Progressive Cyril, Inc., which is owned 100% by Progressive Living Centers, Inc. Cost: \$132,000.00 annually for 10 years for first lease; subsequent lease is \$194,356.00 annually for 10 years. Application Withdrawn: 01/06/00.

Certificate of Need Denial/ Reconsideration's:

Shawnee Sunset Estates, Shawnee, #99-046. Contact Person: Rick Cooper, 405/273-2282. Lease this 72 bed licensed nursing facility by HIS Nursing Home Company, L.L.C.V. Cost: \$287,000.00 annually for 1 year. Denied: 12/16/99. Reconsideration requested 12/20/99 and granted 12/27/99.

Heritage Manor, Oklahoma City, #99-029. Contact Person: Nita Giles, 405/810-8155. Lease this 55 bed licensed nursing facility by Heritage Manor, LLC, which is owned by Virginia Moore (33.33%); Steve Moore (33.33%) and David Forgy (33.33%). Cost: \$102,007.00 annually for one year. Denied: 10/18/99. Reconsideration requested 10/29/99 and granted 11/08/99.

Heritage Park, Oklahoma City, #99-030. Contact Person: Nita Giles, 405/810-8155. Lease this 55 bed Alzheimer's licensed nursing facility by Heritage Manor, LLC, which is owned by Virginia Moore (33.33%); Steve Moore (33.33%) and David Forgy (33.33%). Cost: \$113,693.00 annually for one year. Denied: 10/18/99. Reconsideration requested 10/29/99 and granted 11/08/99.

Tuttle Care Center, Tuttle, #99-055. Contact Person: Rick Cooper, 405/273-2282. Lease this 52 bed licensed nursing facility by HIS Nursing Home Company, L.L.C. X, which is owned by Kenneth G. Harbeston & Joyce G. Harbeston, Trustees of the Harbeston Trust (7.5%); Galen Kirkland (7.5%); Jerry Scott (5%); Tim and/or Kym Tate (5%); Amy Fent (5%); Tamera Hennen (5%); Barbara Bess (3.75%); James & Cheryl Willis (1%); Brent & Sherry Todd (1%); Chester and/or Maureen Oliver, JT (2%); James Cooper, Jr. (4.25%); and Cooper Nursing Home Corp. (53%). Cost: \$101,076.00 annually for 20 years. Disapproved: 02/07/00.

Willow Park Health Care Center, Lawton, #99-056. Contact Person: Rick Cooper, 405/273-2282. Lease this 151 bed licensed nursing facility by HIS Nursing Home Company, L.L.C. X, which is owned by Kenneth G. Harbeston & Joyce G. Harbeston, Trustees of the Harbeston Trust (7.5%); Galen Kirkland (7.5%); Jerry Scott (5%); Tim and/or Kym Tate (5%); Amy Fent (5%); Tamera Hennen (5%); Barbara Bess (3.75%); James & Cheryl Willis (1%); Brent & Sherry Todd (1%); Chester and/or Maureen Oliver, JT (2%); James Cooper, Jr. (4.25%); and Cooper Nursing Home Corp. (53%). Cost: \$425,580.00 annually for 20 years. Disapproved: 02/07/00.

<p>This publication is issued by the Oklahoma State Department of Health, as authorized by J.R. Nida, M.D., Commissioner of Health. 2,200 copies were printed and distributed at a cost of \$660.00. Copies have been deposited with the Publications Clearinghouse of the Department of Libraries. If you wish to be placed on the mailing list for The Notice or if you have a change of address, you may notify us by mail at the address shown above, by FAX at (405) 271-3442 to the Attention of Kay Determan, or by E-mail at KAYD@HEALTH.STATE.OK.US.</p>

Temple Manor, Temple, #99-057. Contact Person: Rick Cooper, 405/273-2282. Lease this 48 bed licensed nursing facility by HIS Nursing Home Company, L.L.C. X, which is owned by Kenneth G. Harbeston & Joyce G. Harbeston, Trustees of the Harbeston Trust (7.5%); Galen Kirkland (7.5%); Jerry Scott (5%); Tim and/or Kym Tate (5%); Amy Fent (5%); Tamera Hennen (5%); Barbara Bess (3.75%); James & Cheryl Willis (1%); Brent & Sherry Todd (1%); Chester and/or Maureen Oliver, JT (2%); James Cooper, Jr. (4.25%); and Cooper Nursing Home Corp. (53%). Cost: \$136,680.00 annually for 20 years. Disapproved: 02/07/00.

Colonial Village Nursing Home, Grandfield, #99-058. Contact Person: Rick Cooper, 405/273-2282. Lease this 40 bed licensed nursing facility by HIS Nursing Home Company, L.L.C. X, which is owned by Kenneth G. Harbeston & Joyce G. Harbeston, Trustees of the Harbeston Trust (7.5%); Galen Kirkland (7.5%); Jerry Scott (5%); Tim and/or Kym Tate (5%); Amy Fent (5%); Tamera Hennen (5%); Barbara Bess (3.75%); James & Cheryl Willis (1%); Brent & Sherry Todd (1%); Chester and/or Maureen Oliver, JT (2%); James Cooper, Jr. (4.25%); and Cooper Nursing Home Corp. (53%). Cost: \$111,456.00 annually for 20 years. Disapproved: 02/07/00.

Western Hills Healthcare Center, Lawton, #99-059. Contact Person: Rick Cooper, 405/273-2282. Lease this 151 bed licensed nursing facility by HIS Nursing Home Company, L.L.C. X, which is owned by Kenneth G. Harbeston & Joyce G. Harbeston, Trustees of the Harbeston Trust (7.5%); Galen Kirkland (7.5%); Jerry Scott (5%); Tim and/or Kym Tate (5%); Amy Fent (5%); Tamera Hennen (5%); Barbara Bess (3.75%); James & Cheryl Willis (1%); Brent & Sherry Todd (1%); Chester and/or Maureen Oliver, JT (2%); James Cooper, Jr. (4.25%); and Cooper Nursing Home Corp. (53%). Cost: \$461,208.00 annually for 20 years. Disapproved: 02/07/00.

Southwest Living Center, Lawton, #99-064. Contact Person: William A. Matthey, 580/357-3126. Purchase this 100 bed licensed nursing facility, fka Crystal Pointe Care Center, by Southwest Allied Medical Services, Inc., which is owned by William A. Matthey II (25%), Alan Aycock, M.D. (25%), Keith Aycock (25%), and Byron Aycock, M.D. (25%). Cost: \$600,000.00. Disapproved: 02/16/00.

II. The following Certificate of Need applications are complete and ready for review under the Long Term Care Certificate of Need Act, Certificate of Need Hearing Rules, and the Psychiatric and Chemical Dependency Facility Certificate of Need Act. The reviews below rely on submission of written evidence and argument instead of public hearings. This list was prepared on February 23, 2000.

Choctaw Living Center, Choctaw, #97-064. Contact Person: Nita Giles, 405/810-8155. Replace 110 bed licensed nursing facility. Cost: \$1,800,000.00. Applicant filed a request for a stay in this matter on 05/20/98, and stay was granted 05/21/98.

Edwards Redeemer Nursing Center, Okla. City, #99-045. Contact Person: Bobby England, 580/226-7222. Acquisition, thru management agreement, of the 12 certified skilled beds by Saber Management Systems, Inc., which is owned by James Montfort (31%); Bobby G. England (18%); Gary Cook (12%); William W. Rahhal (7%); and Eugene A. Kitteken (7%). Cost: \$0. Deadline for filing notices of intent to participate is 01/14/2000, and a final decision is due 03/02/00.

Eidetik of Weleetka, Inc., Weleetka, #99-065. Contact Person: Lucille Foster, 405/786-2401. Purchase this 61 bed licensed nursing facility by Eidetik, Inc., which is owned William F. Beaven (50%) and Marsha H. Beaven (50%). Cost: \$1,200,000.00. Deadline for filing notices of intent to participate is 03/02/00, and a final decision is due 04/17/00.

Narconon Chilocco, Newkirk, #99-066. Contact Person: Michael St.Amand, 580/448-3904. Addition of 30 adult chemical dependency beds for a total of 105 licensed adult chemical dependency beds. Cost: \$17,000.00. Deadline for filing notices of intent to participate is 02/10/00, and a final decision is due by 03/27/00.

Yukon Care Center, Yukon, #99-069. Contact Person: Grant Rhodes, 918/333-9000. Purchase 130 bed facility fka Cottonwood Manor by Yukon Health Facilities, Inc., which is owned by James O. Brown (25%); Grant Rhodes (22.5%); Jeff young (22.5%); Alex Dout (15%) and Tony Wilkins (15%). Cost: \$2,450,000.00. Deadline for filing notices of intent to participate is 01/27/00, and a final decision is due 03/13/00.

III. Applications filed with the State Department of Health under the Certificate of Need Program but not determined complete as of February 23, 2000, and which may be scheduled for reviews at later dates are:

Narconon Chilocco, Newkirk, #99-067. Contact Person: Michael St.Amand, 580/448-3904. Replace this 75 bed chemical dependency facility through relocation to SW/4 Section 34-T11N-R16E, Checotah. Cost: \$3,814,300.00. Additional information is due by 03/09/2000.

Crystal Pointe Care Center, Lawton, #00-001. Contact Person: Rick Cooper, 405/273-2282. Purchase this 100 bed licensed nursing facility by HIS Nursing Company L.L.C. IX. Cost: \$750,000.00. Additional information is due by 05/04/00.

Golden Oaks Nursing Center, Enid, #00-002. Contact Person: Bobbi Donaldson, 580/234-1911. Addition of ten beds for a total of 70 nursing facility beds. Cost: \$0. Additional information is due by 05/09/00.

The Living Center, Enid, #00-003. Contact Person: Steve Whitfill, 580/234-6071. Purchase of this 50 bed licensed nursing facility. Cost: \$1,100,000.00.

Kenwood Manor, Enid, #00-004. Contact Person: Steve Whitfill, 580/234-6071. Purchase of this 45 bed licensed nursing facility. Cost: \$800,000.00.

University Nursing Center, Enid, #00-005. Contact Person: Steve Whitfill, 580/234-6071. Purchase of this 102 bed licensed nursing facility. Cost: 2,800,000.00

Cherokee County Nursing Center, Tahlequah, #00-006. Contact Person: James Dean, 501/783-4672. Addition of 10 beds for a total of 90 licensed nursing facility beds. Additional information is due by 05/17/00.

IV. The following applications have been accepted under the Health Maintenance Organization Rules or the Rules for Certified Workplace Medical Plans.

HealthCare Oklahoma, Inc., HMO-99-009. Contact Person: Kim Decker, 405/951-4720. Annual license renewal. Deadline for filing notice of intent to participate is 03/13/00; and a final decision is due 04/10/00.

GHS Health Maintenance Organization, Inc., d/b/a/ BlueLincs HMO, HMO-99-010. Contact Person: Susan Furgerson, 918/561-9905. Annual license renewal. Deadline for filing notice of intent to participate is 03/13/00; and a final decision is due 04/10/00.

Aetna US HealthCare, HMO-00-001. Contact Person: Shelly Sowers, 215/775-5753.

Heartland Health Plan of Oklahoma, HMO-00-002. Contact Person: Sally Venator, 405/239-2234. Annual license renewal.

UNICARE Health Plan of Oklahoma, Inc., HMO-00-003. Contact Person: Patricia McCandless, 512/703-1169. Initial license application..

Crawford and Company, WMP-99-001. Contact Person: Rene Wilson, 405/843-5318. Initial application to operate a workplace medical plan. Found incomplete 10/27/99.

Humana Workers' Compensation Services, Inc., WMP-99-002. Contact Person: Kay Tyler, 502/580-3732. Initial application to operate a workplace medical plan. Found incomplete 10/29/99.

CCN Managed Care, Inc., WMP-99-003. Contact Person: Erin Baldwin, 1-800-247-3898, ext. 2157. Initial application to operate a workplace medical plan. Found incomplete 12/16/99.

NATALSCO, Inc., WMP-99-004. Contact Person: Tami Stevenson, 954/452-4000, x 1080. Initial application to operate a workplace medical plan. Found complete 01/10/00.

OneComp Health Systems, WMP-00-001. Contact Person: Karen Barzar, 972/887-0489, ext. 231. Initial application to operate a workplace medical plan.

V. Critical Access Hospitals. The Health Care Financing Administration has authorized the Oklahoma State Department of Health to designate and survey rural nonprofit hospitals as Critical Access Hospitals.

As of February 23, 2000, the State Health Department had surveyed and certified nine rural hospitals as critical access hospitals. The nine hospitals are: Prague Municipal Hospital, Prague; Jane Phillips Nowata Health Center, Nowata; Atoka Memorial Hospital, Atoka; Watonga Municipal Hospital, Watonga; Mercy Health-Love County, Marietta; Roger Mills Memorial Hospital, Cheyenne; and Johnston Memorial Hospital, Tishomingo; Cimmarron Memorial Hospital., Boise City; and Wetumka General Hospital, Wetumka.

As of February 23, 2000, one other hospital was awaiting survey for critical access hospital certification. That one being Pawhuska Hospital Inc., Pawhuska.

A not-for-profit hospital with no more than 15 acute care beds that is located in a rural county and at least 35 miles from the nearest hospital may be certified as a critical access hospital. The hospital may have up to 10 additional swing beds, and the distance to the nearest hospital may be as low as 15 miles if the drive is by secondary roads. The critical access hospital can keep each patient no more than 96 hours. The critical access hospital may cut services and staffing to the point of closing the facility temporarily when no inpatients are present. An on-call emergency service must be provided. Critical access hospitals qualify for cost-based reimbursement, instead of payments based on Diagnosis Related Groupings (DRGs).

OKLAHOMA STATE DEPARTMENT OF HEALTH LICENSURE ACTION REPORT

Enforcement actions initiated against facilities licensed under the Nursing Home Care Act, the Residential Care Act, or Title 63 O.S. Article 7 (hospitals and related institutions) are reported below. This list does not include certification sanctions under the Medicare or Medicaid programs. Your questions regarding the status of enforcement actions, or scheduling of upcoming hearings, should be sent to this address: Oklahoma State Department of Health, Special Health Services-0511, Enforcement Hearing Clerk, 1000 Northeast Tenth, Oklahoma City, OK 73117-1299. The telephone number is (405) 271-5217. This list was prepared on February 23, 2000.

Ponca City Nursing and Rehabilitation Center, Ponca City, OK, (SHS-LTC-99-03). Appeal of Civil Monetary Penalty. Pending.

Shawnee Colonial Estates, Shawnee, OK, (SHS-LTC-99-04). Appeal of Civil Monetary Penalty. Pending.

Frances K. Gomez, Oklahoma City, OK, (SHS-LTC-99-23). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of operating as a residential care facility without a license. Petition for cease and desist order filed 11/16/99. The hearing is set for December 9, 1999 at 9:00 a.m. Dismissal Without Prejudice filed on January 24, 2000.

Amos A. Stevenson and Helen A. Stevenson d/b/a Stevenson Residential Care Facility, Boley, OK (LTC 99-24). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of violations of the Residential Care Regulations. Motion for Continuance filed on January 31, 2000. Hearing date pending.

Barbara Downes d/b/a, Rambling Rose Independent Living, Ketchum, OK (LTC-2000-01). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of violations of the Residential Care Regulations. Hearing is set for February 28, 2000 at 11:00 a.m.

Crystal Place, L.L.C., Lance Raley, Anthony L. Cruse and Patricia J. Allison, Oklahoma City, OK (LTC-2000-02). This action against this assisted living facility arose out of the Oklahoma State Department of Health's charges of violations of the Continuum of Care and Assisted Living Act. Consent Order was filed on February 18, 2000.

Randy Goodman as Receiver for Choctaw Living Center, Choctaw OK, (LTC-2000-03). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of violations of the Nursing Home Care Act. Hearing is set for March 29, 2000 at 10:00 a.m.

Mustang Nursing Center, Inc., Mustang, OK (LTC-2000-04). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of violations of the Nursing Home Care Act and the Regulations for Licensure of Nursing and Specialized Facilities. Petition and Notice of Intent to Appoint Temporary Manager was filed on February 11, 2000.

Evening Shade Living Residential Care, Vian, OK (LTC-2000-07). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of violations of the Residential Care Regulations. Emergency Order was filed on February 18, 2000.

TLC Health Care, Inc., d/b/a Central Oklahoma Christian Home, Oklahoma City, OK (LTC-2000-08). This action against this long-term care facility arose out of the Oklahoma State Department of Health's charges of violations of the Nursing Home Care Act and the Regulations for Licensure of Nursing and Specialized Facilities. Emergency Order Banning Admissions and Notice of Intent to Appoint Temporary Manager was filed on February 23, 2000.

Keystone Home Care, Inc., Norman, OK (SHS-HRI-99-03). This action against this home health care agency arose out of the Oklahoma State Department of Health's charges of violations for the Home Care Act and Regulations. Petition for revocation and administrative penalty filed 11/19/99. Consent Order filed January 24, 2000.

The State Department of Health has a Web page, which may be accessed at <http://www.health.state.ok.us>. Selected Certificate of Need laws, rules, forms and reports may be reviewed and copied from the department's Web pages.

OKLAHOMA STATE DEPARTMENT OF HEALTH

Special Health Services - 0511

1000 NE 10th Street

Oklahoma City, OK 73117-1299

BULK RATE

U.S. Postage PAID

Permit No. 1504

Oklahoma City, OK

Return Service Requested