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# THE notice

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Oklahoma State Department of Health

April 1, 1997

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## CERTIFICATE OF NEED DIVISION REORGANIZED

On March 20, 1997, the State Board of Health approved a reorganization of the Certificate of Need Division. The new unit is called the Health Resources Development Service (HRDS). The chief of the Health Resources Development Service is Dr. Henry Hartsell Jr. The new service is a component of Special Health Services, a major organizational unit of the State Health Department. The deputy commissioner for Special Health Services is Mr. Brent VanMeter, Deputy Commissioner.

Under the HRDS, a new division named Health Facility Systems administers the certificate of need programs for long term care and mental health facilities. This division also handles license applications for nursing and specialized care facilities. Ms. Darlene Sardis is the Health Facility Systems coordinator. Another new HRDS division, Managed Care Systems, administers license programs for health maintenance organizations (HMOs) and prepaid health plans, the certification program for workplace medical plans, and the approval process for provider service networks. Ms. Lajuana Wire coordinates Managed Care Systems.

## HEALTH RESOURCES DEVELOPMENT SERVICE REPORT

Certificate of Need 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) 271-6868.

**I. Actions taken by the Oklahoma State Department of Health from February 24, 1997 to March 23, 1997 were as follows.**

### Certificate of Need Applications Approved:

Bell Avenue Nursing Center, Elk City, #96-083. Contact Person: Rick Cooper, 405/598-5599. Lease of this 90 bed licensed nursing facility by HIS Nursing Home Company, L.L. C., II. Cost: \$25,000.00 for one year. Approved 03/11/97.

Great Plains Care Center, Helena, #97-003. Contact Person: Douglas G. Maddux, 918/273-3649. Purchase of this 50 bed licensed nursing facility, fka Helena Care Center, by Lightning Creek Investment Group, Inc., which is owned by Johnny W. Krouse (33.3%), Sherman D. Honea (33.3%), and Douglas G. Maddux (33.3%). Cost: \$300,000.00. Approved 03/11/97.

Guinn Nursing Home, Jay, #97-002. Contact Person: Mayor Bill Roberts, 918/253-4307. Purchase of this 98 bed licensed nursing facility by the City of Jay. Cost: \$126,207.00. Approved: 03/06/97.

Colonial Manor Nursing Home, Midwest City, #97-004. Contact Person: David Rising, 405/521-1507. Addition of ten (10) beds for a total of 110 licensed nursing facility beds. Cost: \$200,000.00. Approved: 03/14/97.

Barnsdall Nursing Home, Barnsdall, #97-005. Contact Person: Janet Hardin, 405/234-2064. Addition of ten (10) beds for a total of 50 licensed nursing facility beds. Cost: \$100,000.00. Approved: 03/14/97

**II. The following Certificate of Need applications are complete and ready for review under the Long Term Care Certificate of Need Act, the Psychiatric and Chemical Dependency Facility Certificate of Need Act, and the Certificate of Need Hearing Rules. The short reviews below utilize submission of written evidence and argument instead of public hearings. Short reviews are completed no more than five days after the public comment period ends. Acquisitions, facility relocations, and expansions of ten beds or ten percent of capacity may qualify for short reviews. All other types of projects require standard reviews, with formal public hearings and a longer decision-making process. This list was prepared on March 23, 1997.**

Choctaw Living Center No. 2, Choctaw, #94-083. Contact Person: Mr. Ralston B. Daily, 405/840-2628. New 16 bed specialized nursing facility for mentally retarded persons. Cost: \$280,000. Approval date: 11/23/94. Reconsideration of the approval was ordered by the Commissioner on 12/9/94. Hearing has been deferred to a date to be announced.

Choctaw Living Center No. 3, Choctaw, #94-084. Contact Person: Mr. Ralston B. Daily, 405/840-2628. New 16 bed specialized nursing facility for mentally retarded persons. Cost: \$280,000. Approval date: 11/23/94. Reconsideration of the approval was ordered by the Commissioner on 12/9/94. Hearing has been deferred to a date to be announced.

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 CN@HEALTH.STATE.OK.US.

Stroud Health Care Center South, Oklahoma City, #97-006. Contact Person: Kevin Garrett, 918/968-2507. Lease of this 50 bed licensed nursing facility by Debbie Jo Garrett 100%. Cost: \$135,000.00 for one year. Deadline for filing notices of intent to participate under the short review process is 03/24/97, and a final decision is due by 05/08/97.

Cedar Creek Living Center, Norman, #97-007. Contact Person: David Forgy, 405/879-2277. Lease of this 89 bed licensed nursing facility by RM&G, Inc., which is owned by Edwin L. Gage (33.3%), Donald R. Moore (33.3%), and John V. Rich (33.3%). Cost: \$264,000.00 for one year. Deadline for filing notices of intent to participate under the short review process is 03/24/97, and a final decision is due by 05/08/97.

Hillcrest Nursing Home, Moore, #97-008. Contact Person: David Forgy, 405/879-2277. Lease of this 89 bed licensed nursing facility by RM&G, Inc., which is owned by Edwin L. Gage (33.3%), Donald R. Moore (33.3%), and John V. Rich (33.3%). Cost: \$316,200.00 for one year. Deadline for filing notices of intent to participate under the short review process is 03/24/97, and a decision is due by 05/08/97.

Erick Nursing Home, Erick, #97-012. Contact Person: Leann Smith, 405/526-3858. Purchase of this 31 bed licensed nursing facility by Monni Reed (50%) and Leann Smith (50%). Cost: \$375,000.00. Deadline for filing notices of intent to participate under the short review process is 03/17/97, and a final decision is due by 05/01/97.

Parkhill North Nursing Home, Salina, #97-015. Contact Person: Kelly Mitchell, 918/775-6200. Lease of this 65 bed licensed nursing facility by Salina Care Center Inc. L.L.C., which is owned by Bob G. Mitchell (37.5%), Gilbert F. Green (25%), Philip M. Green (25%), and Kelly O. Mitchell (12.5%). Cost: \$235,800.00 for a 3 year lease. Deadline for filing notices of intent to participate under the short review process is 03/31/97, and a final decision is due by 05/15/97.

Parkhill South Nursing Home, Locust Grove, #97-016. Contact Person: Kelly Mitchell, 918/775-6200. Lease of this 64 bed licensed nursing facility by Locust Grove Care Center, L.L.C., which is owned by Bob G. Mitchell (37.5%), Gilbert F. Green (25%), Philip M. Green (25%), and Kelly O. Mitchell (12.5%). Cost: 232,000.00 for a 3 year lease. Deadline for filing notices of intent to participate under the short review process is 03/31/97, and a final decision is due by 05/15/97.

Franciscan Villa, Inc., Broken Arrow, #97-013. Contact Person: Howard Peterson, 918/744-3072. Add ten (10) beds for a total of 70 licensed nursing facility beds. Cost: \$35,000.00. Deadline for filing notices of intent to participate under the short review process is 03/31/97, and a final decision is due by 05/15/97.

Atoka Care Center, Atoka, #97-009. Contact Person: John Rich, 405/879-2277. Lease of this 96 bed licensed nursing facility by Ed Gage (50%) and John Rich (50%). Cost: \$155,808.00 for one (1) year. Deadline for filing notices of intent to participate under the short review process is 04/14/97, and a final decision is due by 05/28/97.

New Frontiers #1, Oklahoma City, #97-010. Contact Person: Cathy Nelson, 405/879-2277. New 6 bed specialized nursing facility for mentally retarded persons. Cost: \$125,000.00. Deadline for filing notices of intent to participate under the standard review process is 04/11/97.

Baptist Regional Health Center, Miami, #97-011. Contact Person: T. Pat Beaverson, 918/542-3391. Add four (4) gero/psychiatric beds for a total of 20 licensed gero/psychiatric beds. Cost: \$20,063.00. Deadline for filing notices of intent to participate under the standard review process is 04/11/97.

### **III. Applications filed with the State Department of Health under the Certificate of Need Program but not determined complete as of March 23, 1997, and which may be scheduled for reviews at later dates are:**

Stillwater Medical Center, Stillwater, #96-081. Contact Person: Patricia Lawson, 405/742-5705. Add 14 skilled beds for a total of 32 skilled nursing facility beds. Cost: \$468,000.00. Additional information has been requested and is due by 06/16/97.

Heritage Villa Nursing Home, Bartlesville, #97-014. Contact Person: Linda G. Scoggins, 405/235-7000. Acquisition of, this 100 bed licensed nursing facility, 50% of Bartlesville Nursing Home Partnership by Lenox Healthcare of Bartlesville, L.L.C., which is owned by Lenox Healthcare, Inc. (26%), Partnership Acquisition Trust VI (24%), and LIC-HHE Limited Partnership (50%). Cost: \$114,592.50. Addition information has been requested and is due by 04/15/97.

Tulsa Boys' Home, Sand Springs, #97-017. Contact Person: Mieke Epps, 918/245-0231. Establish a ten (10) bed drug and alcohol treatment center for adolescents. Cost: \$6,000.00.

Columbia Seminole Hospital, Seminole, #97-018. Contact Person: Denis Harriet, 405/879-0999. Establish a 12 bed skilled nursing unit. Cost: 1,944,772.00. Additional information has been requested and is due by 06/17/97.

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

Foundation Health, an Oklahoma Health Plan, HMO-97-001. Contact Person: Richard McCutchen, 918/621-5900. Annual renewal. Approved: 03/04/97.

Prime Advantage Health Plan, Lawton, HMO-96-002. Contact Person: Tanya Case, 405/357-6684. License amendment to include products to serve commercial and medicare members. Approved 01/08/97. Reconsideration request filed 01/21/97, decision pending.

Board of Regents, University of Oklahoma, dba Heartland Health Plan of Oklahoma, HMO-96-009. Contact Person: Mike Duncan, 405/552-6500. Approved: 02/25/97.

PROklahoma Care, Inc., HMO-97-002. Contact Person: Michael Harrah, 405/290-5600. Annual license renewal. Found incomplete 03/18/97, additional information due 04/18/97.

Group Health Services of Oklahoma, Inc., WMP-96-012. Contact Person: Bert Marshall, 405/841-9602. Initial application to operate a workplace medical plan. Approved: 03/07/97.

MetraComp, Inc., San Antonio, TX, WMP-96-017. Contact Person: Ms. Pat Townsend, 210/617-6861. Initial application to operate a workplace medical plan.

WorkCare Oklahoma, Oklahoma City, WMP-96-018. Contact Person: Loretta Copeland, 405/951-5000. Application to expand service area

National CompCare, Inc., Springdale, AR, WMP-96-019. Contact Person: Loretta Copeland, 405/951-5000. Application to expand service area.

Travelers Medical Management Services, Inc., Hartford, CT, WMP-97-001. Contact Person: Robin R. Kearns, 860/954-6144. Initial application to operate a workplace medical plan.

Health Benefit Management Cost Containment Corp., dba Forte, Inc., Austin, TX, WMP-97-002. Contact Person: Larry Mattingly, 512/371-8100. Initial application to operate a workplace medical plan.

**V. Required Notices, Advisory Letters, and Amended Orders from February 23, 1997 to March 24, 1997.**

Integriss Bass Baptist Health Center, Enid. Notice of change in continuum of care was disapproved 03/17/97. The facility's intent to convert a total of fourteen adult psychiatric beds to children and adolescent psychiatric services is reviewable under the Certificate of Need Rules.

**NURSING AND SPECIALIZED FACILITY 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) 271-6868. This list was prepared on March 23, 1997.

Lakeview Lodging Residential Care Home, Yukon, (SHS-LTC-96-07). The action against this facility arose out of the Oklahoma State Department of Health's charges of failure to meet minimum standards. Notice dated 12/24/96, hearing concluded on 01/20/97. Was adjudged that ban on admissions for future residents ordered until the relocation of residents is accomplished.

Texoma Manor, Kingston, (SHS-LTC-97-01). The action against this facility arose out of the Oklahoma State Department of Health's charges of failure to meet minimum standards. Order banning admissions was issued 01/24/97.

Quartz Mountain Care Center, (SHS-LTC-96-06). The action against this facility arose out of the Oklahoma State Department of Health's charges of failure to meet minimum standards. Order for hearing dated 01/03/97 pending.

**RULE CHANGES ADOPTED BY THE BOARD OF HEALTH  
DURING ITS MARCH 20<sup>th</sup> MEETING  
TO BE EFFECTIVE APPROXIMATELY JULY 15, 1997**

OAC Title:Chapter	Contact Person	Name of Chapter
310:110	Rocky McElvany	Occupational Licensing Service Fee and Fine Schedule

Summary: The deletion of the word "Service" from the phrase "Occupational Licensing Service" in this Chapter will properly identify Occupational Licensing as a division of the Environmental Health Service of Special Health Services. Rule 310:110-1-1 adds a statement of purpose in adopting rules for administrative fines for violation of the Alarm Industry Act. Rules 310:110-5-3 and 310:110-5-4 are amended to provide uniform citation and hearing procedures under the Electrical Licensing Act, The Plumbing License Law of 1955, the Mechanical Licensing Act and the Alarm Industry Act. Rule 310:110-5-5 is proposed to identify violations of the Alarm Industry Act or the Alarm Industry Regulations for which a citation may be issued and to provide for administrative fine limitations. Adoption of Rule 310:110-5-5 is necessary to implement the provisions of SB 947 which amended 59 O.S. § 1800.16 B.1 which was to be effective November 1, 1996.

310:205	Rocky McElvany	Alarm Industry Regulations
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Summary: The proposed amendments adopt minimum standards of installation, maintenance and service for alarm systems. They also clarify language relating to the organization of the Department as it affects the alarm industry. Experience requirements for various alarm licenses are included as well as clarifying general text and Appendix A.

310:290	Rocky McElvany	Mechanical Industry Regulations
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Summary: The proposed amendments adopt the International Mechanical Code/1996 (IMC) as the minimum standard for mechanical installations in Oklahoma. This code is a cooperative effort between Building Officials and Code Administrators International, Inc. (BOCA), International Conference of Building Officials, Inc. (ICBO) and Southern Building Code Congress International, Inc. (SBCCI) and replaces the mechanical code of those

organizations. The BOCA National Mechanical Code/1993 was the last edition of the mechanical code published by BOCA. The 1996 International Mechanical Code is the code of mechanical installation regulations endorsed by BOCA.

310:310 Rocky McElvany Plumbing Industry Regulations

Summary: The proposed amendments will make the Plumbing Industry Regulations consistent with changes made to the Plumbing License Law of 1955 in the last legislative session. The Committee of Plumbing Examiners is no longer responsible for developing and administering the plumbing examination. The Committee is to advise the Commissioner and the Department. They have also recommended a rule change to delete the requirement for a practical shop portion on the examination. Currently there is only one activity in the practical shop portion of the examination and the majority of skills tested by this activity can be tested in the written portion of the examination.

310:605 Evelyn Battle Adult Day Care Center Regulations

Summary: This chapter sets out requirements for the operation of adult day care centers. The amendments permit a center to have visiting and residential pets. The proposed changes are prompted by requests from day care center operators and by a recommendation from the Long Term Care Facility Advisory Board. The changes are intended to afford day care center participants the benefits of the company of pets while maintaining current public health standards.

310:680 Evelyn Battle Residential Care Home Regulations

Summary: This chapter sets out requirements for the operation of residential care homes. The amendments permit a home to have visiting and residential pets. The proposed changes are prompted by recommendations from the Long Term Care Facility Advisory Board. The changes are intended to afford residential care home residents the benefits of the company of pets while maintaining current public health standards.

310:655 Henry F. Hartsell HMO Licensure

**\*TABLED INDEFINITELY**

Summary: This rule sets standards and procedures for health maintenance organization and prepaid health plan licensure. The amendments add language regarding contracts between licensed plans and health care providers. Provisions relating to utilization review, quality assurance, financial ability, and the application form are updated. Requirements relating to periodic examinations of HMOs are modified to include selection criteria for review organizations, review protocols, and quality assurance criteria. The term emergency is defined. The amendments correct errors of spelling, grammar, format and construction in the rule text. The proposed changes are prompted in part by a policy statement adopted by the Board of Health in February 1996. The changes are intended to protect members of the public enrolled in health maintenance organizations and prepaid health plans.

**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 division's Web pages.**

**OKLAHOMA STATE DEPARTMENT OF HEALTH  
Special Health Services - 0511  
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