
THE NOTICE

Oklahoma State Department of Health

August 1, 2000

HEALTH RESOURCES DEVELOPMENT SERVICE REPORT

Certificate of Need, Workplace Medical Plan, Health Maintenance Organization and Independent Review 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 June 24, 2000 to July 23, 2000 were as follows.

Certificate of Need Applications Approved:

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. Cost: \$0. Approved: 07/03/00.

Beare Manor, Hartshorne, #00-026. Contact Person: Nita Giles, 405/810-8155. Stock transfer at this 60 bed licensed nursing facility of Beare's Co., Inc. to be held by Mickey Beare (25%), Karen Beare (25%), John b. Montgomery (16.33%), Tom Montgomery (16.33%) and Schuyler Montgomery (16.33%). \$0. Approved: 07/07/00.

Go Ye Village Med-Center, Tahlequah, #00-027. Contact Person: James Richardson, 918/456-4542. Addition of 10 beds for a total of 42 licensed nursing facility beds. Cost: \$5,000.00. Approved: 07/07/00.

Certificate of Need Denial/ Reconsiderations:

Heaven S'ent Mansion, El Reno, #98-071. Contact Person: Robert Cole, 1020 NW 21st, Okla. City, OK. Construction of a new 100 bed nursing facility by Nell Lusty. Cost: \$4,836,600.00. Disapproved 12/30/98. Pursuant to decision of the District Judge of Canadian County this case was remanded to the Oklahoma State Department of Health. A Pre-Hearing was held 05/22/00, hearing date has been set for 09/19/00 at the Oklahoma State Department of Health Building.

Cordell Care Center, Cordell, #99-018. Contact Person: Rex Hodges, 105 N. Hudson, Suite 204, Okla. City, OK. Lease of this 80 bed licensed nursing facility by Progressive Cordell, Inc., which is owned 100% by Progressive Living Centers, Inc. Cost: \$222,000.00 for one year. Disapproved 11/05/99. Pursuant to Order of District Court of Washita County, the Oklahoma State Department of Health held a hearing for reconsideration on 05/15/00. Reconsideration denied 07/06/00.

Heritage Manor, Oklahoma City, #99-029. Contact Person: Nita Giles, 405/810-8155. Lease of 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 of 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.

Greenbrier Nursing Home Number Two, Inc., Enid, #00-019. Contact Person: Herman F. Hackett, 580/233-0121. Addition of ten (10) beds for a total of 160 licensed nursing facility beds. Cost: \$22,500.00. Dismissed: 06/29/00.

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 July 23, 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. Deadline for filing notices of intent to participate was 06/08/00, and a final decision is due 07/24/00.

Cyril Nursing Home, Cyril, #00-020. Contact Person: Nita Giles, 405/810-8155. Lease of this 80 bed licensed nursing facility by BOHC II, LLC, who's parent corporation is Ballantrae Healthcare, LLC. Cost: \$312,000.00 for first year, escalating each year for 10 years. Deadline for filing notices of intent to participate was 06/12/00, and a final decision is 07/31/00.

Rosewood Manor Nursing Center, Norman, #00-021. Contact Person: Nita Giles, 405/810-8155. Lease of this 200 bed licensed nursing facility by BOHC I, LLC, who's parent corporation is Ballantrae Healthcare, LLC.. Cost: \$120,000.00 for first year, escalating each year for 10 years. Deadline for filing notices of intent to participate was 06/12/00, and a final decision is 07/31/00.

Community Homes Moore #1, Moore, #00-023. Contact Person: Paul Forgy, 405/495-8834. Build a new 16 bed specialized facility for mentally retarded persons by Community Home, L.L.C., which is owned by John V. Rich, Jr. (40%), David E. Forgy (40%), Virginia Nelson Moore (15%), and Paul H. Forgy (5%). Cost: \$538,967.00. Deadline for filing notices of intent to participate is 08/07/00, and a final decision is due 10/02/00.

<p>This publication is issued by the Oklahoma State Department of Health, as authorized by the 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. The Notice is now available on our website at www.health.state.ok.us. 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>

Community Homes Moore #2, Moore, #00-024. Contact Person: Paul Forgy, 405/495-8834. Build a new 16 bed specialized facility for mentally retarded persons by Community Home, L.L.C., which is owned by John V. Rich, Jr. (40%), David E. Forgy (40%), Virginia Nelson Moore (15%), and Paul H. Forgy (5%). Cost: \$538,967.00. Deadline for filing notices of intent to participate is 08/07/00, and a final decision is due 10/02/00.

Community Homes Moore #3, Moore, #00-025. Contact Person: Paul Forgy, 405/495-8834. Build a new 16 bed specialized facility for mentally retarded persons by Community Home, L.L.C., which is owned by John V. Rich, Jr. (40%), David E. Forgy (40%), Virginia Nelson Moore (15%), and Paul H. Forgy (5%). Cost: \$538,967.00. Deadline for filing notices of intent to participate is 08/07/00, and a final decision is due 10/02/00.

Bethany Village Healthcare Center, Bethany, #00-032. Contact Person: Stiles Kellett, 770/563-8234. Lease this 161 bed licensed nursing facility fka Mariner Health of Bethany, by Convalescent Services, L.L.C., which is owned by Stiles A. Kellett, Jr. (50%) and Samuel B. Kellett (50%). Cost: \$32,000.00 annually for 2 years. Deadline for filing notices of intent to participate was 07/24/00, and a final decision is due 09/11/00.

St. Mary's Mercy Hospital, Enid, #00-033. Contact Person: Frank Lopez, 580/233-6100. Purchase of 14 bed skilled nursing unit by UHS of Oklahoma, Inc., which is a wholly owned subsidiary of Universal Health services, Inc. Cost: \$637,676.00. Deadline for filing notices of intent to participate was 06/23/00, and a final decision is due 08/07/00.

St. Anthony Hospital, Okla. City, #00-034. Contact Person: Paula Johnstonbaugh, 405/272-6552. Addition of 18 adolescent psychiatric beds. Cost: \$220,000.00. Deadline for notices of intent to participate was 06/29/00, and a final decision is due 08/14/00.

Rest Haven Nursing Center, Cushing, #00-037. Contact Person: Kelly Hardin, 580/725-3452. Stock transfer of this 63 bed licensed nursing facility owned by Cushing Nursing Center, Inc., which will be held by Kelly Hardin (50%) and Jeff young (50%). Cost: \$194,108.55. Deadline for filing notices of intent to participate was 07/10/00, and a final decision is due 08/24/00.

Monroe Manor, Jay, #00-040. Contact Person: Janet Maynard, 918/253-4500. Purchase of this 98 bed licensed nursing facility by Grand Union Healthcare, L.L.C., which is owned by Michael A. VanLear (50%) and Charles R. Dubois (50%). Cost: \$250,000.00. Deadline for filing notices of intent to participate is 08/10/00, and a final decision is due 09/25/00.

Hillcrest Manor, Blackwell, #00-041. Contact Person: Kelly Hardin, 580/725-3452. Purchase this 137 bed licensed nursing facility by Black Diamond Investments, LLC, which is owned by Kelly Hardin (50%) and Jeff Young (50%). Cost: \$2,250,000.00. Deadline for filing notices of intent to participate is 08/03/00, and a final decision is due 09/18/00.

Blackwell Nursing Home, Inc., Blackwell, #00-042. Contact Person: Kelly Hardin, 580/725-3452. Purchase this 137 bed licensed nursing facility by Black Diamond Investments, LLC, which is owned by Kelly Hardin (50%) and Jeff Young (50%). Cost: \$1,200,000.00. Deadline for filing notices of intent to participate is 08/03/00, and a final decision is due 09/18/00.

Shanoan Springs Residence, Chickasha, #00-043. Contact Person: Nita Giles, 405/810-8155. Stock purchase of this 82 bed licensed nursing facility by W & L Nursing Homes, LLC through purchase and donation to Jacqueline Lacefield 100%. Cost: 1,650,000.00. Deadline for filing notices of intent to participate was 07/27/00, and a final decision is due 09/11/00.

INTEGRIS Baptist Medical Center, Okla. City, #00-044. Contact Person: Murali Krishna, 405/720-4944. Add 41 child psychiatric beds at the Spencer campus. Cost: \$116,000.00. Deadline for filing notices of intent to participate is 08/24/00, and a final decision is due 10/09/00.

Manorcare Health Services-Windsor Hills, Okla. City, #00-045. Contact Person: Jack Atkinson, 405/810-9232. Lease of this 112 bed licensed nursing facility by Windsor Hills Nursing Center, L.L.C., which is owned by Rustin Enterprises, L.L.C. (99%) and Wilsie Trust Dated July 30, 1998 Russell W. Wilsie, Trustee (1%). Cost: \$180,000.00 annually for 5 years. Deadline for filing notices of intent to participate is 08/10/00, and a final decision is due 09/25/00.

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

Ponca City Nursing & Rehabilitation Center, Ponca City, #00-029. Contact Person: Rick Cooper, 405/273-2282. Lease of this 157 bed licensed nursing facility by HIS Nursing Home co. LLC VII, 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: \$413,328.00 annually for 19 years. Additional information due 08/14/00.

Okemah Pioneer Nursing Home, Okemah, #00-030. Contact Person: Rick Cooper, 405/273-2282. Lease of this 76 bed licensed nursing facility by HIS Nursing Home co. LLC VII, 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: \$251,736.00 annually for 20 years. Additional information due 08/14/00.

Cordell Christian Home, Cordell, #00-031. Contact Person: Rick Cooper, 405/273-2282. Purchase of this 110 bed licensed nursing facility by HIS Nursing Home co. LLC VII, 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: \$2,402,500. Additional information due 08/14/00.

The 89'er Guest House, Guthrie, #00-035. Contact Person: Rick Cooper, 405/273-2282. Lease of this 100 bed licensed nursing facility by HIS Nursing Home Co. LLC IV, 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: \$140,165.88 annually for 5 years. Additional information due 08/29/00.

Bill Willis Community Mental Health & Substance Abuse Center, Tahlequah, #00-036. Contact Person: Rodney Harris, 918/456-8272. Relocate existing 16 bed facility and add additional eight beds for a total of 24 adult chemical dependency beds. Cost: \$69,754.00. Additional information due 09/04/00.

Cordell Manor, Cordell, #00-038. Contact Person: Rex Hodges, 405/236-2881. Purchase of this 80 bed licensed nursing facility. Cost: \$1,700,000.00. Additional information due by 09/07/00.

Cole's Rest Haven, Guthrie, #00-039. Contact Person: Gerald Duehning, 405/282-6285. Purchase this 100 bed licensed nursing facility by Hollie Chappell. Cost: \$2,000,000.00. Additional information due 09/12/00.

Intergrated Health Services at Midwest City, Midwest City, #00-046. Contact Person: Hendrick Melton, 410/773-1000. Lease of this 106 bed licensed nursing facility. Cost: \$388,684.00

IV. The following applications have been accepted under the Health Maintenance Organization Rules or the Rules for Certified Workplace Medical Plans or the Rules for Independent Review Organizations. Anyone desiring to participate in the review process or request a public hearing on a health maintenance organization application must file a written notice of intent to participate.

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

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 complete 05/09/00.

Kemper Certified Workplace Medical Plan (originally filed as NATALSCO, Inc.), WMP-99-004. Contact Person: Tami Stevenson, 954/452-4000, ext. 1080. Initial application to operate a workplace medical plan. Found complete 07/21/00.

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

CompCHOICE, WMP-00-002. Contact Person: Dan Simmons, 405/848-3595. Initial certification for CompCHOICE following acquisition of CompChoice, L.L.C.

Island Peer Review Organization (IPRO), IRO-00-002. Contact Person: Theodore O. Will, 516/326-7767. Initial application to be an independent review organization.

Hayes Plus, Inc., IRO-00-003. Contact Person: Winifred S. Hayes, 215/855-0615. Initial application to be an independent review organization.

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 July 24, 2000, the State Health Department has certified eighteen rural hospitals as Critical Access Hospitals. The hospitals are: 1. Anadarko Municipal Hospital, Anadarko 2. Atoka Memorial Hospital, Atoka 3. Cimmarron Memorial Hospital, Boise City 4. Drumright Memorial Hospital, Drumright 5. Healdton Municipal Hospital, Healdton 6. Jane Phillips Nowata Health Center, Nowata 7. Jefferson County Hospital, Waurika 8. Johnston Memorial Hospital, Tishomingo 9. Kingfisher Regional Hospital, Kingfisher 10. Lindsay Municipal Hospital, Lindsay 11. Mercy Health-Love County, Marietta 12. Pawhuska Memorial Hospital, Pawhuska 13. Prague Municipal Hospital, Prague 14. Roger Mills Memorial Hospital, Cheyenne 15. St. John Sapulpa, Sapulpa 16. Stroud Municipal Hospital, Stroud 17. Watonga Municipal Hospital, Watonga 18. Wetumka General Hospital, Wetumka.

As of July 24, 2000 there are no pending critical access hospital applications.

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 July 23, 2000.

Cherry A. Coffelt and Cherrytree Services, Inc., Lawton, OK (LTC-2000-06). The action against this Home Care facility arose out of the Oklahoma Department of Health's charges of violations of the Home Care Act. Agreed Motion For Protective Order was filed on 04/19/00. Continuance Order filed on 05/03/00. Hearing is set for 06/13/00 at 9:00 a.m. The hearing was heard on June 13, 2000. Order pending.

Autumn Terrace Residential Care, Tulsa, OK (LTC-2000-10). The action against this Residential Care facility arose out of the Oklahoma Department of Health's charges of violations of the Residential Care Act and the Residential Care Regulations. Asked for continuance. Continuance Order filed on June 15, 2000. Hearing Pending.

Anadarko Nursing Center, Inc., Anadarko, OK, and Binger Health Care, Inc., Binger, OK, (LTC-2000-14). The actions against these Nursing Home facility's arose out of the Oklahoma Department of Health's charges of violations of the Nursing Home Care Act, and Regulations for Licensure of Nursing and Specialized Facilities. Order Removing Temporary Manager and Order Replacing filed on 05/05/00, and Order Appointing Temporary Manager filed on 05/05/00.

Cordell Care Center, Inc., Oklahoma City, OK, Thomas Graves, Foss, OK, Progressive Cordell, Inc., Oklahoma City, OK, and Progressive Living Centers, Inc., Elk City, OK, (LTC-2000-15). The action against this Nursing Home facility arose out of the Department of Health's charges of violations of the Nursing Home Care Act, and Regulations for Licensure of Nursing and Specialized Facilities. Petitioner failed to appear at the May 15, 2000 hearing. Order for denial of Certificate of Need, filed on June 6, 2000.

Danny McCarty and Lake Arlington Financial, Inc. d/b/a Unlimited Care of Oklahoma, Tulsa, OK (LTC-2000-16). The action against this Residential Care facility arose out of the Oklahoma Department of Health's charges of violations of the Residential Care Act and the Residential Care Regulations. Asked for continuance. Continuance Order filed on June 15, 2000. Hearing Pending.

Tammy Skalenda and Lake Arlington Financial, Inc., Tulsa, OK, (LTC-2000-18). The action against this Residential Care facility arose out of the Oklahoma Department of Health's charges of violations of the Residential Care Act and the Residential Care Regulations. Asked for continuance. Continuance Order filed on June 15, 2000. Hearing Pending.

Progressive Grand, Inc. d/b/a Grand Place Living Center, Sayre, OK, (LTC-2000-19). The action against this Nursing Home facility arose out of the Oklahoma Department of Health's charges of violations of the Nursing Home Care Act, and Regulations for Licensure of Nursing and Specialized Facilities. Hearing set for July 25, 2000 at 9:00 a.m.

TLC Health Care, Inc., d/b/a Shawnee Colonial Estates Nursing Home and Rocky Lemon, Shawnee, OK, (LTC-2000-20). The action against this Nursing Home facility arose out of the Oklahoma Department of Health's charges of violations of the Nursing Home Care Act, and Regulations for Licensure of Nursing and Specialized Facilities. Emergency Order Appointing Temporary Manager and Waiving Notice filed on May 26, 2000. Amended Emergency Order Appointing Temporary Manager and Waiving Notice filed May 30, 2000. Hearing Pending.

Latora Smith, Sand Springs, OK (LTC-2000-24). The action against this Residential Care facility arose out of the Oklahoma Department of Health's charges of violations of the Residential Care Act and the Residential Care Regulations. Emergency Order and Notice filed on June 19, 2000. Respondent denies the allegations filed against her. Response To Emergency Order and Notice filed on July 11, 2000.

Go-Ye Village, Inc. d/b/a Go-Ye Village Med-Center, Tahlequah, OK (LTC-2000-25). The action against this Nursing Home facility arose out of the Oklahoma Department of Health's charges of violations of the Nursing Home Care Act. Hearing is set for August 24, 2000 at 1:30 p.m.

Advanced Homecare Services, Inc., Yukon, OK (HRI-2000-02). The action against this Home Care facility arose out of the Oklahoma Department of Health's charges of violations of the Home Care Act and the Home Care Agencies Rules. Hearing is set for August 7, 2000 at 10:00 a.m.

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

Return Service Requested

BULK RATE

U.S. Postage PAID

Permit No. 1504

Oklahoma City, OK