

MINUTES
STATE HEALTH FACILITIES COUNCIL
JULY 19, 2006
LUCAS STATE OFFICE BUILDING
321 EAST 12TH STREET
FIFTH FLOOR, ROOM 517
DES MOINES, IOWA
ELECTRONIC MEETING

This electronic meeting of the State Health Facilities Council was held in accord with section 21.8 of the Code of Iowa entitled “Electronic Meetings.” The Code states that a governmental body may conduct a meeting by electronic means only if circumstances are such that a meeting in person is impossible or impractical, and if the governmental body complies with the provisions of section 21.8. It was impractical for the Council to hold an in-person meeting to discuss these rehearing applications because of the expense in assembling the Council in person, time commitments of the Council members, and the anticipated short nature of the meeting. This electronic meeting was held in Conference Room #517, 5th Floor, Lucas Building. Notices and agendas were sent to the news media, and posted in the building and on the CON web page.

I. 3:30 PM ROLL CALL

MEMBERS PRESENT VIA PHONE: Cynthia Beauman, Chairperson, Sid Scott, Gary Butz, Chuck Follett and Karen Hope.

STAFF PRESENT: Barb Nervig and Heather Adams, Counsel for the State.

OTHERS PRESENT: Doug Gross and Katie Cownie of Brown, Winick representing St. Luke’s Medical Center in Cedar Rapids; Ed McIntosh of Dorsey & Whitney and James Pomeroy of Select Medical representing Select Specialty Hospital—Eastern Iowa and Des Moines and Marcia Stark of Wellmark Blue Cross and Blue Shield.

II. REQUESTS FOR REHEARING

The chair asked for any conflicts of interest and none were declared. The Council agreed to discuss the three requests together prior to voting on each separately. The Council discussed each potential ground for rehearing as listed in the Iowa Administrative Code 641—202.9(2) and posed questions to those present to clarify the written submittals.

1. In the matter of the application of St. Luke’s Hospital, Cedar Rapids, Linn County to establish a 28-bed Long-Term Acute Care Hospital at an estimated cost of \$1,190,000. The Council denied this project on April 18, 2006. The written findings and decision were issued

The applicant, St. Luke’s Hospital, filed a request for rehearing on June 29 2006, within 20 calendar days after the date of the issuance of the final decision.

A motion by Follett, seconded by Scott, to Grant a rehearing carried 5-0. The rehearing on the application will take place at the first regularly scheduled meeting of the Council after

the effective date of the hospital with hospital administrative rules that are being promulgated by the Department of Inspections and Appeals.

2. In the matter of the application of Select Specialty Hospital—Eastern Iowa, Coralville, Johnston County to establish a 44-bed Long-Term Acute Care Hospital at an estimated cost of \$15,555,882. The Council denied this project on April 18, 2006. The written findings and decision were issued

The applicant, Select Specialty Hospital—Eastern Iowa, filed a request for rehearing on June 30 2006, within 20 calendar days after the date of the issuance of the final decision.

A motion by Hope, seconded by Follett, to Grant a rehearing carried 3-2. Scott and Butz voted no. The rehearing on the application will take place at the first regularly scheduled meeting of the Council after the effective date of the hospital with hospital administrative rules that are being promulgated by the Department of Inspections and Appeals.

3. In the matter of the application of Select Specialty Hospital—Des Moines, Des Moines, Polk County to establish a 50-bed Long-Term Acute Care Hospital at an estimated cost of \$3,088,112. The Council denied this project on April 18, 2006. The written findings and decision were issued

The applicant, Select Specialty Hospital—Des Moines, filed a request for rehearing on June 30 2006, within 20 calendar days after the date of the issuance of the final decision.

A motion by Follett, seconded by Hope, to Grant a rehearing carried 3-2. Scott and Butz voted no. The rehearing on the application will take place at the first regularly scheduled meeting of the Council after the effective date of the hospital with hospital administrative rules that are being promulgated by the Department of Inspections and Appeals.

The meeting was adjourned at 4:20 PM.