

**MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES (MDHHS)
CERTIFICATE OF NEED (CON) COMMISSION MEETING**

Thursday, June 16, 2022

In-Person and Zoom Meeting

MEETING MINUTES

I. Call to Order and Introductions

Chairperson McKenzie called the meeting to order at 9:35 a.m.

A. Members present:

Amy L. McKenzie, MD, Chairperson
James Falahee, Jr., JD, Vice-Chairperson
Amy Engelhardt-Kalbfleisch, DO
Eric Ferguson, MD
Debra Guido-Allen, RN
Melanie K. Lalonde
Renee Turner-Bailey
Lorissa Macallister

B. Members present and participating remotely:

None.

C. Members Absent:

Justin B. Dimick, MD
Ashok Kondur, MD
Donald Haney

D. Department of Attorney General Staff:

Brien Heckman

E. Michigan Department of Health and Human Services Staff Present:

Tulika Bhattacharya
Kenny Wirth
Beth Nagel
Kate Tosto
Brad Barron (remote)

II. Review of Agenda

Motion by Commissioner Falahee, seconded by Commissioner LaLonde to approve the agenda as presented. Motion carried.

III. Declaration of Conflicts of Interests

None.

IV. Review of Minutes of January 27, 2022

Motion by Commissioner Falahee, seconded by Commissioner Englehardt-Kalbfleisch to approve the minutes as presented. Motion carried.

V. Administrative Update

Department staff provided updates.

A. Commissions and Special Projects Section Update

Wirth provided an overview of the reorganization with the Department to create the new Commissions and Special Projects Section.

B. CON Evaluation Section Update

Bhattacharya provided an overview of the updates from the CON Evaluation Section.

Commissioner Guido-Allen raised concern with regard to proposed language to address Physician Commitment Data Reporting.

VI. Legislative Update

Wirth provided an update on new CON related legislation.

VII. Magnetic Resonance Imaging (MRI) Informal Workgroup – Final Report & Draft Language

Magnetic Resonance Imaging Informal Workgroup Chairperson Dr. Suresh Mukherji, MD, provided a written report and presentation (Attachments A and B).

Questions and answers to Magnetic Resonance Imaging Informal Workgroup Chairperson Mukherji followed.

A. Public Comment

1. L. Petricevic, Sheridan Community Hospital

B. Commission Discussion

Discussion followed.

Bhattacharya proposed amendment to language to address earlier comment by Commissioner Guido-Allen.

C. Commission Proposed Action

Motion by Commissioner Falahee, seconded by Commissioner Ferguson to take proposed action on the language as amended (Attachment B) and move forward to Public Hearing and to the JLC.

A roll call vote followed.

Englhardt-Kalbfleisch – yes

McKenzie – yes

Guido-Allen – yes

Ferguson – yes

Falahee – yes

Macallister – yes

Lalonde – yes

Turner-Bailey – yes

Motion carried.

VIII. Megavoltage Radiation Therapy (MRT) Informal Workgroup – Final Report & Draft Language

Megavoltage Radiation Therapy (MRT) Informal Workgroup Chairperson Dr. M. Salim Siddiqui, MD, PhD, provided a written report and presentation (Attachments C and D).

Questions and answers to Megavoltage Radiation Therapy (MRT) Informal Workgroup Chairperson Siddiqui followed.

A. Public Comment

1. A. Stolaruk, ProMedica Health Systems
2. S. Gehle, Trinity Health

B. Commission Discussion

Discussion followed.

C. Commission Proposed Action

Motion by Commissioner Falahee, seconded by Commissioner Ferguson to take proposed action on language (Attachment D) addressing Charge #1 as presented and move forward to Public Hearing and to the JLC.

A roll call vote followed.

Englehardt-Kalbfleisch – yes
McKenzie – yes
Guido-Allen – yes
Ferguson – yes
Falahee – yes
Macallister – yes
Lalonde – yes
Turner-Bailey – yes

Motion carried.

Motion by Commissioner Falahee, seconded by Commissioner Lalonde to take proposed action on language (Attachment D) addressing Charge #2 as presented and move forward to Public Hearing and to the JLC.

A roll call vote followed.

Englehardt-Kalbfleisch – yes
McKenzie – yes
Guido-Allen – yes
Ferguson – yes
Falahee – yes
Macallister – no
Lalonde – yes
Turner-Bailey – no

Motion carried.

IX. Legal Activity Report (Written Report)

Heckman provided an update (Attachment E).

X. Public Comment

1. J. Curtis – Supervisor, Charter Township of Oxford
2. C. Barnett – Supervisor, Orion Township
3. S. Mason

XI. Review of Commission Work Plan (For Approval March 17, 2022)

Wirth provided an overview of the changes to the Work Plan including actions taken at today's meeting (Attachment F).

A. Commission Discussion

Discussion followed.

B. Commission Action

Motion by Commissioner Falahee, seconded by Commissioner Lalonde to accept the Work Plan as presented with updates from today's meeting. Motion carried.

XII. Future Meeting Dates: September 15, 2022, December 8, 2022, January 26, 2022, and March 16, 2023.

XIII. Adjournment

Motion by Commissioner MacAllister, seconded by Commissioner Lalonde to adjourn the meeting at 11:35 a.m. Motion carried.