

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

Thursday, September 18

In-Person Meeting

APPROVED MINUTES

I. Call to Order and Introductions

Chairperson Amy Milewski called the meeting to order at 9:32 a.m.

A. Members present:

Amy Milewski, Chairperson
Debra Guido-Allen, Vice-Chairperson
Mark DeLano, MD
Amy Engelhardt-Kalbfleisch, DO
Greg Salwin
Daniel Velez
Eric Ferguson
Robert Gibson
Karen Cheeseman

B. Members present and participating remotely:

None

C. Members Absent:

Tatiana Grant

D. Department of Attorney General Staff:

Carl Hammaker MD JD

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

Marcus Connolly
Tiffani Stanton
Justin Easter
Katherine Tucker
Tulika Bhattacharya
Ninah Sasy

II. Commissioner Updates

Introduction of new Commissioners Robert Grant and Karen Cheeseman, who were both present. Announcement of the departure of Commissioner Archie Drake who has resigned.

III. Review of Agenda

Motion by Commissioner Eric Ferguson, seconded by Commissioner Daniel Velez, to approve the agenda as presented. All in favor.

Motion carried.

IV. Declaration of Conflicts of Interests

None.

V. Review of Minutes of June 12, 2025

Motion by Commissioner Daniel Velez, seconded by Commissioner Eric Ferguson, to approve the agenda as presented. All in favor

Motion carried.

VI. Heart, Lung, and Liver (HLL) Transplantation Services – Public Hearing Summary

Tiffani Stanton provided a summary of the Heart, Lung, and Liver Transplantation Services Public Hearing.

A. Public Comment

Anne Marie Lucas - UMH

Tracey Dietz – Henry Ford

Brandon Fracis – Trinity Health

Makenzie Buchert – DMC

Patrick o' Donovan – Henry Ford

B. Commission Discussion

Discussion Followed

C. Commission Action

Motion by Commissioner Amy Engelhardt-Kalbfleisch to table final action on the Heart Liver Lung Standards and form another SAC in Heart, Liver,

Lung transplant to address cost and quality of the locations of adding a 4th transplant program to the State as well as to review the standards, including, but not limited to sections 5,7,8, and 9 for any necessary updates. Seconded by Commissioner Daniel Velez. All in favor.

Motion carried.

Amy posed a friendly amendment to her motion to include drafting of the charges delegated to the Chair and Vice-Chair. Guido-Allen seconded the amendment. All in favor.

Motion carried.

** The Commission took a 10-minute break at 11:14 AM

VII. Psychiatric Beds and Services – Public Hearing Summary

Justin Easter provided a summary of the Psychiatric Beds and Services Public Hearing.

A. Public Comment

None

B. Commission Discussion

Discussion Followed

C. Commission Final Action

Commissioner Debra Guido-Allen made a motion to accept language as presented. Seconded by Commissioner Amy Engelhardt-Kalbfleisch. All in favor.

Motion carried.

VIII. Draft Language with County Designation Recommendations

Katherine Tucker provided an overview of the drafts being submitted for proposed action.

A. NICU, PB, UESWL, MRI, Review Standards

Katherine Tucker provided a summary of the updates being presented in the NICU, PB, UESWL, and MRI review standards for proposed action.

1. Public Comment

None

2. Commission Discussion

Discussion followed

3. Commission Proposed Action

Commissioner Eric Ferguson made a motion to accept proposed action on the language as presented within the NICU, PB, UESWL, and MRI review standards. Seconded by Commissioner Robert Gibson. All in favor.

Motion carried.

B. CC, CT, MRT, PET, HB, OHS Review Standards

Katherine Tucker provided a summary of the updates being presented in the Cardiac Catheterization, CT, MRT, PET, Hospital Beds, and Open Heart Surgery review standards for proposed action.

1. Public Comment

None

2. Commission Discussion

Discussion followed

3. Commission Proposed Action

Commissioner Eric Ferguson made a motion to accept proposed action on the language as presented within the CC, CT, MRT, PET, HB, and OHS review standards. Seconded by Commissioner Debra Guido-Allen. All in favor.

Motion carried.

C. NH-HLTCU Review Standards

Tiffani Stanton provided a summary of the updates being presented in the Nursing Home and Hospital Long-Term-Care Services/Beds (NH-HLTCU) review standards for proposed action.

1. Public Comment

Melissa Reitz, McCall Hamilton

2. Commission Discussion

Discussion followed

3. Commission Proposed Action

Commissioner Mark DeLano made a motion to accept proposed action on the language as presented within the NH-HLTCU review standards. Seconded by Commissioner Eric Ferguson. All in favor.

Motion carried.

D. SS Review Standards

Justin Easter provided a summary of the updates being presented in the Surgical Services review standards for proposed action.

1. Public Comment

None

2. Commission Discussion

Discussion Followed

3. Commission Proposed Action

Commissioner Amy Engelhardt-Kalbfleisch made a motion to accept proposed action on the language as presented within the SS review standards. Seconded by Commissioner Eric Ferguson. All in favor.

Motion carried.

IX. Election of Officers

Commissioner Amy Engelhardt-Kalbfleisch made a motion to nominate Commissioner Amy Milewski for Chair of the CON Commission. Seconded by Commissioner Eric Ferguson. All in favor.

Motion Carried

Commissioner Daniel Velez made a motion to nominate Commissioner Debra Guido-Allen for Vice-Chair of the CON Commission. Seconded by Commissioner Amy Engelhardt-Kalbfleisch. All in favor.

Motion Carried

X. Legislative Update

Justin Easter provided a legislative update. No new bills pertaining to CON have been introduced. The necessary session days were met.

XI. Administrative Update

A. Commission and Special Projects Section Update

Marcus Connolly provided an administrative update on current NICU and NH-HLTCU Informal Workgroups and CT SAC that are all currently in progress.

B. CON Evaluation Section Update

Tulika Bhattacharya provided an overview of the below updates.

- i. 3rd Quarter Activity Report FY25
- ii. 3rd Quarter Compliance Report FY25

XII. Legal Activity Report (Written Report)

Carl Hammaker, MD, JD; Michigan Attorney General's Office, provide update for the legal activity report.

XIII. Public Comment

None

XIV. Review of Commission Workplan

Tiffani Stanton presented the Commission Work Plan.

A. Commission Discussion

Discussion Followed

B. Commission Action

Commissioner Debra Guido-Allen made a motion to approve the work plan as presented, with the additive of the newly recommended HLL SAC. Seconded by Commissioner Eric Ferguson. All in favor.

Motion carried.

XV. Future Meeting Dates

December 4, 2025.

Motion by Commissioner Amy Engelhardt-Kalbfleisch to approve the 2026 meeting dates as presented. Seconded by Commissioner Karen Cheeseman. All in favor.

Motion carried.

XVI. Adjournment

Motion by Commissioner Debra Guido-Allen to adjourn the CON Commission Meeting. Seconded by Commissioner Amy Engelhardt-Kalbfleisch. All in favor.

Meeting Adjourned at 11:56 a.m.