

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

Thursday, March 13, 2025

In-Person Meeting

APPROVED MINUTES

I. Call to Order and Introductions

Chairperson James Falahee called the meeting to order at 9:30 a.m.

A. Members present:

James Falahee, Chairperson
Amy Milewski, MD, Vice-Chairperson
Mark DeLano, MD
Archie Drake
Amy Engelhardt-Kalbfleisch, DO
Eric Ferguson, MD
Debra Guido-Allen, RN
Greg Salwin
Daniel Velez

B. Members present and participating remotely:

None

C. Members Absent:

None

D. Department of Attorney General Staff:

Carl Hammaker MD, JD.

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

Beth Nagel
Marcus Connolly
Tiffani Stanton
Justin Easter
Katherine Tucker
Tulika Bhattacharya

II. Review of Agenda

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

Motion carried.

III. Declaration of Conflicts of Interests

None.

IV. Review of Minutes of January 23, 2025

Motion by Commissioner Drake, seconded by Commissioner Velez to approve the minutes as presented. All in favor.

Motion carried.

V. Cardiac Catheterization Services Final Report & Draft Language

Dr. Madder gave the final report, virtually, on behalf of the CC SAC. Questions and discussion followed.

A. Public Comment

Dr. Sibin Zacharias - McLaren
Dr. Cooley - OSF
Dr. Jason Rici - Bellin Health
Kelly Jefferson - OSF

B. Commission Discussion

Discussion Followed

C. Commission Action

Motion by Commissioner Milewski to take proposed action on the draft language and move forward to a public hearing. Seconded by Commissioner Ferguson. All in favor.

Motion carried.

VI. Magnetic Resonance Imaging (MRI) Final Report & Draft

Randy Parker gave the final report, in person, on behalf of the MRI workgroup. Questions and discussion followed

A. Public Comment

Abby Burnell – McCall Hamilton

B. Commission Discussion

Discussion followed.

Commissioner Milewski made a motion for the commission to take proposed action on the draft language which will move to a public hearing and the Joint Legislative Committee with a specific request for public comments on charge 1 and the best way to identify training facilities and charge 6 with feedback on language related to the inclusion of registered nurses and whether that meets CMS guidelines. A friendly amendment was added to the motion, accepted by Commissioner Milewski, to have the public provide comments on charge 4 and whether there will be an increase to patient cost by using nonsurgical diagnostic studies performed on an IMRI unit and the billing for those procedures. Seconded by Amy Engelhardt-Kalbfleisch. All in favor.

Motion carried.

VII. Urinary Extracorporeal Shock Wave Lithotripsy (UESWL) Services Draft Language

Tiffani Stanton, from the department, shared the draft language for the UESWL standards for proposed action with the commission

A. Public Comment

None.

B. Commission Discussion

Discussion followed.

C. Commission Action

Commissioner Milewski made a motion for the Commission move forward the proposed action on the language, and that the draft go to public hearing as well as to the JLC, seconded by commissioner Velez.

VIII. Legislative Update

Justin Easter, from the Department provided a legislative update. No new bills pertaining to CON have been introduced.

IX. Administrative Update

A. Commission and Special Projects Section Update

Marcus Connolly, from the Department provided an administrative update on SACs and Workgroups currently in progress. Those include HLL SAC, County Designations Workgroup, and Psychiatric Beds workgroup.

B. CON Evaluation Section Update

i. FY2024 Annual Report

Tulika Bhattacharya provided an overview of the annual report

ii. Statewide Compliance Review for PET Scanners

Tulika Bhattacharya provided an overview of the statewide compliance review for PET scanners.

iii. Statewide Compliance Review for OHS

Tulika Bhattacharya provided an overview of the statewide compliance review for OHS.

Discussion Followed

X. Legal Activity Report (Written Report)

Carl Hammaker, Department of Attorney General, provided a written report update.

XI. Public Comment

No additional public comments

XII. Review of Commission Work Plan

A. Commission Discussion

B. Commission Action

Commissioner Milewski made a motion to approve the work plan as it was presented, Seconded by Engelhardt-Kalbfleisch

XIII. Future Meeting Dates -

June 12, 2025; September 18, 2025; and December 4, 2025.

XIV. Adjournment

Motion by Commissioner Milewski to adjourn. Seconded by Commissioner Engelhardt-Kalbfleisch. All in favor.

Meeting Adjourned at 11:22 a.m.