

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

Thursday, June 12

In-Person Meeting

APPROVED MEETING 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
Tatiana Grant
Amy Engelhardt-Kalbfleisch, DO
Debra Guido-Allen, RN
Greg Salwin
Daniel Velez

B. Members present and participating remotely:

None

C. Members Absent:

Archie Drake
Eric Ferguson
Robert Gibson

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
Ninah Sasy

II. Introduction of New Commissioners

Introduction of new commissioner Tatiana Grant who was present and new commissioner Robert Grant who was not present.

III. Review of Agenda

Motion by Commissioner Milewski, seconded by Commissioner Engelhardt-Kalbfleisch, to approve the agenda as presented. All in favor.

Motion carried.

IV. Declaration of Conflicts of Interests

None.

V. Review of Minutes of March 13, 2025

Motion by Commissioner Engelhardt-Kalbfleisch, seconded by Commissioner Dr. DeLano to approve the minutes as presented. All in favor.

Motion carried.

VI. County Designation Informal Workgroup – Final Report & Draft Language

Jennifer Groseclose and Karol Clason gave the final report on behalf of the CD workgroup. Questions and discussion followed.

A. Public Comment

None

B. Commission Discussion

Discussion Followed

C. Commission Action

Motion by Commissioner Milewski to Support the workgroup recommendations and direct the Department to draft language that would

be reflective of the workgroup findings and then send that language out for public comment, seconded by Commissioner Engelhardt. All in favor.

Amended motion by Commissioner Milewski to draft language, bring that back to the commission for review seconded by Commissioner Engelhardt-Kalbfleisch. All in favor.

Motion carried.

* Psychiatric Beds and Services was item VII. on the approved agenda for discussion. Dr. Jain was not yet present to provide his report. Moved agenda item VIII. Heart, Lung, and Liver (HLL) Transplantation Services to be presented before Psychiatric Beds and Services.

VII. Heart, Lung, and Liver (HLL) Transplantation Services – Final Report & Draft Language

Dr Sonnenday presented the final report in person, on behalf of the Heart Lung Liver (HLL) SAC. Questions and discussion followed.

Questions and discussions were paused to allow a presentation by the Director of MDHHS, Elizabeth Hertel. The Director presented a legislative tribute to Commissioner Falahee for his 16 years of service with the Certificate of Need Commission.

Questions and discussion commenced after the presentation.

A. Public Comment

Jesse Syring – Corewell Health
Dr. Yoshida – Henry Ford Health
Liz Reed - Henry Ford Health
Marwan Abouljovd – Henry Ford Health
Makenzie Buchert – Children’s Hospital
Tom Stanllewicz – Resident of Michigan
Shannon Striebich – Trinity Health
Kelly Summers – Trinity Health

Public comments were paused to allow Representatives Longjohn and Rogers from the Michigan House of Representatives to present a legislative tribute to Commissioner Falahee for his 16 years of service to the Certificate of Need Commission.

Dr. Sonnenday returned to the podium to answer questions posed during public comments related to Heart Lung Liver (HLL).

B. Commission Discussion

Discussion followed.

C. Commission Proposed Action

Commissioner Milewski made a motion to accept the language as presented except seating a new SAC and move the language forward to a public hearing with the recommendation to add questions drafted by the CON chairs and the Department, soliciting the areas within the standards

of edits needed within the Heart, Lung, and Liver Transplantation Standards, seconded by Commissioner Velez.

Amendment to the motion from Commissioner Milewski to accept the recommendation of not striking the language in the pediatric definition. Amendment supported by Commissioner Velez.

Of the commissioners present, 5 support, 3 oppose.

Motion carried by majority vote.

VIII. Psychiatric Beds and Services Informal Workgroup – Final Report & Draft Language

Dr. Jain gave the final report, in person, on behalf of the Psychiatric Beds (PB) workgroup.

Questions and Discussion followed.

A. Public Comment

None.

B. Commission Discussion

Discussion followed.

C. Commission Action

Commissioner Milewski made a motion to adopt the proposed language and the recommendations of the workgroup and move forward the language for public hearing as well as to the JLC, seconded by Commissioner Engelhardt-Kalbfleisch. All in favor.

Motion carried.

IX. Cardiac Catheterization Services – Public Hearing Summary

Summary of the Public Hearing comments was provided by Justin Easter, MDHHS

A. Public Comment

B. Commission Discussion

C. Commission Final Action

Commissioner Milewski made a motion that the Commission take final action and move the language forward to the JLC and the Governor for a 45-day review period, seconded by commissioner Engelhardt-Kalbfleisch. All in favor.

Motion Carried

X. Magnetic Resonance Imaging (MRI) – Public Hearing Summary

Summary of the Public Hearing comments was provided by Katherine Tucker; MDHHS

- A. Public Comment
 - a. Tracey Dietz – Henry Ford Health
 - b. Glenn Houck - University of Michigan Health

B. Commission Discussion

Discussion followed.

C. Commission Final Action

Commissioner Milewski made a motion to accept the language as presented, with ‘registered nurses’ removed from the draft and move forward to the JLC and Governor for the 45-day review period, seconded by commissioner Engelhardt-Kalbfleisch. All in favor.

Motion carried.

XI. Urinary Extracorporeal Shock Wave Lithotripsy (UESWL) Services – Public Hearing Summary

Summary of the Public Hearing comments was provided by Tiffani Stanton; MDHHS

A. Public Comment

None

B. Commission Discussion

Discussion followed

C. Commission Final Action

Commissioner Mileski made a motion to take final action and move the language forward to the JLC and the Governor for a 45-day review period, seconded by Commissioner Engelhardt-Kalbfleisch. All in favor.

Motion carried.

XII. Election of Vice-Chair

Commissioner Debra Guido-Allen, RN was nominated as Vice-Chair of the Certificate of Need (CON) Commission. Commissioner Debra Guido-Allen, RN was selected as Vice-Chair of the CON Commission by a majority vote.

XIII. Legislative Update

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

XIV. Administrative Update

A. Commission and Special Projects Section Update

Marcus Connolly, MDHHS provided an administrative update on SACs and Workgroups currently in progress and soon to begin. This included NICU, CT, and NH-HLTCU.

B. CON Evaluation Section Update

Tulika Bhattacharya; MDHHS provided an overview of the below updates.

- i. 2nd Quarter Activity Report FY25
- ii. 2nd Quarter Compliance Report FY25

XV. Legal Activity Report (Written Report)

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

XVI. Public Comment

Melissa Reitz, McCall Hamilton

XVII. Review of Commission Workplan

Commission workplan presented by Tiffani Stanton; MDHHS

A. Commission Discussion

Discussion Followed

B. Commission Action

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

XVIII. Future Meeting Dates

September 18, 2025; and December 4, 2025.

XIX. Adjournment

Motion introduced by Commissioner Milewski to adjourn the CON Commission Meeting, seconded by Commissioner Engelhardt-Kalbfleisch. All in favor.

Meeting Adjourned at 12:57 p.m.