



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor

MANDY COHEN, MD, MPH • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

August 4, 2021

Denise M. Gunter

Denise.gunter@nelsonmullins.com

Exempt from Review

Record #: 3626
Date of Request: July 22, 2021
Facility Name: AdventHealth Hendersonville
FID #: 943388
Business Name: Fletcher Hospital, Inc.
Business #: 745
Project Description: Renovate and expand the emergency department on the main hospital campus
County: Henderson

Dear Ms. Gunter:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency), determined that the above referenced proposal is exempt from certificate of need review in accordance with G.S. 131E-184(g). Therefore, you may proceed to offer, develop or establish the above referenced project without a certificate of need.

It should be noted that this determination is binding only for the facts represented by you. Consequently, if changes are made in the project or in the facts provided in your correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by the Agency. Changes in a project include but are not limited to: (1) increases in the capital cost; (2) acquisition of medical equipment not included in the original cost estimate; (3) modifications in the design of the project; (4) change in location; and (5) any increase in the number of square feet to be constructed.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Ena Lightbourne
Project Analyst

Lisa Pittman
Assistant Chief, Certificate of Need

cc: Construction Section, DHSR
Acute and Home Care Licensure and Certification Section, DHSR
NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3873

Denise M. Gunter
T 336.774.3322 F 336.774.3372
denise.gunter@nelsonmullins.com

380 Knollwood Street | Suite 530
Winston-Salem, NC 27103
T 336.774.3300 F 336.774.3299
nelsonmullins.com

July 22, 2021

VIA EMAIL

Micheala Mitchell, Chief
Healthcare Planning and Certificate of Need Section
North Carolina Department of Health and Human Services
Division of Health Service Regulation
809 Ruggles Drive
Raleigh, North Carolina 27603

Facility Name: AdventHealth Hendersonville
FID#: 943388
Business Name: Fletcher Hospital, Inc.
Business #: 745
Project Description: Emergency Department Renovation and Expansion
County: Henderson

Dear Ms. Mitchell:

Pursuant to N.C. Gen. Stat. § 131E-184(g), AdventHealth Hendersonville (“AHH”) is providing prior written notice of its intention to renovate and expand its Emergency Department (“ED”) on the hospital’s main campus located at 100 Hospital Drive, Hendersonville, NC. AHH plans to renovate approximately 4,720 square feet of existing space in the ED and add approximately 3,976 square feet of new space in the ED. The key elements of this ED renovation / expansion are the creation of a contained behavioral health unit and a disposition area for patients as well as a renovated fast track area, enlarged lobby, and installing an updated air handler to enable increased air exchanges during events such as the COVID-19 pandemic.¹ The capital cost of the project is estimated to be greater than \$2 million.

N.C. Gen. Stat. § 131E-184(g) provides:

¹ The air handler portion of the project is also exempt pursuant to N.C. Gen. Stat. § 131E-184(a)(4).

The Department shall exempt from certificate of need review any capital expenditure that exceeds the two million dollar (\$2,000,000) threshold set forth in G.S. 131E-176(b), if all the following conditions are met:

- (1) The sole purpose of the capital expenditure is to renovate, replace on the same site, or expand the entirety or a portion of an existing health service facility that is located on the main campus.
- (2) The capital expenditure does not result in (i) a change in bed capacity as defined in G.S. 131E-176(5) or (ii) the addition of a health service facility or any other new institutional health service other than that allowed in G.S. 131E-176(16)b.
- (3) The licensed health service facility proposing to incur the capital expenditure shall provide prior written notice to the Department, along with supporting documentation to demonstrate that it meets the exemption criterion of this subsection.

N.C. Gen. Stat. § 131E-184(g).

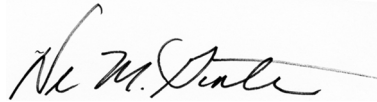
Each of the conditions in Subsection (g) is satisfied. AHH is an existing licensed North Carolina hospital (License # H0019). The sole purpose of the project is to renovate and expand the ED on the hospital's main campus. The ED is in the main building from which the hospital provides clinical patient services and exercises financial and administrative control over the entire facility, including the building and grounds adjacent to that main building. See N.C. Gen. Stat. § 131E-176(14n). The renovation and expansion to the ED will occur on the main campus. Attached as **Exhibit A** to this letter is an aerial photograph showing the location of the ED on the main campus. The red arrow in the photo is pointing directly at the red roof of the ED's ambulance entrance which is attached to the remainder of the hospital. This project will not result in any increase in bed capacity, the addition of a health service facility or any new institutional health services other than that allowed by N.C. Gen. Stat. § 131E-176(16)b. This letter constitutes the required prior written notice.

Accordingly, AHH respectfully requests written confirmation from the Agency that the proposed renovation and expansion of the ED does not require a CON.

Micheala Mitchell
July 22, 2021
Page 3

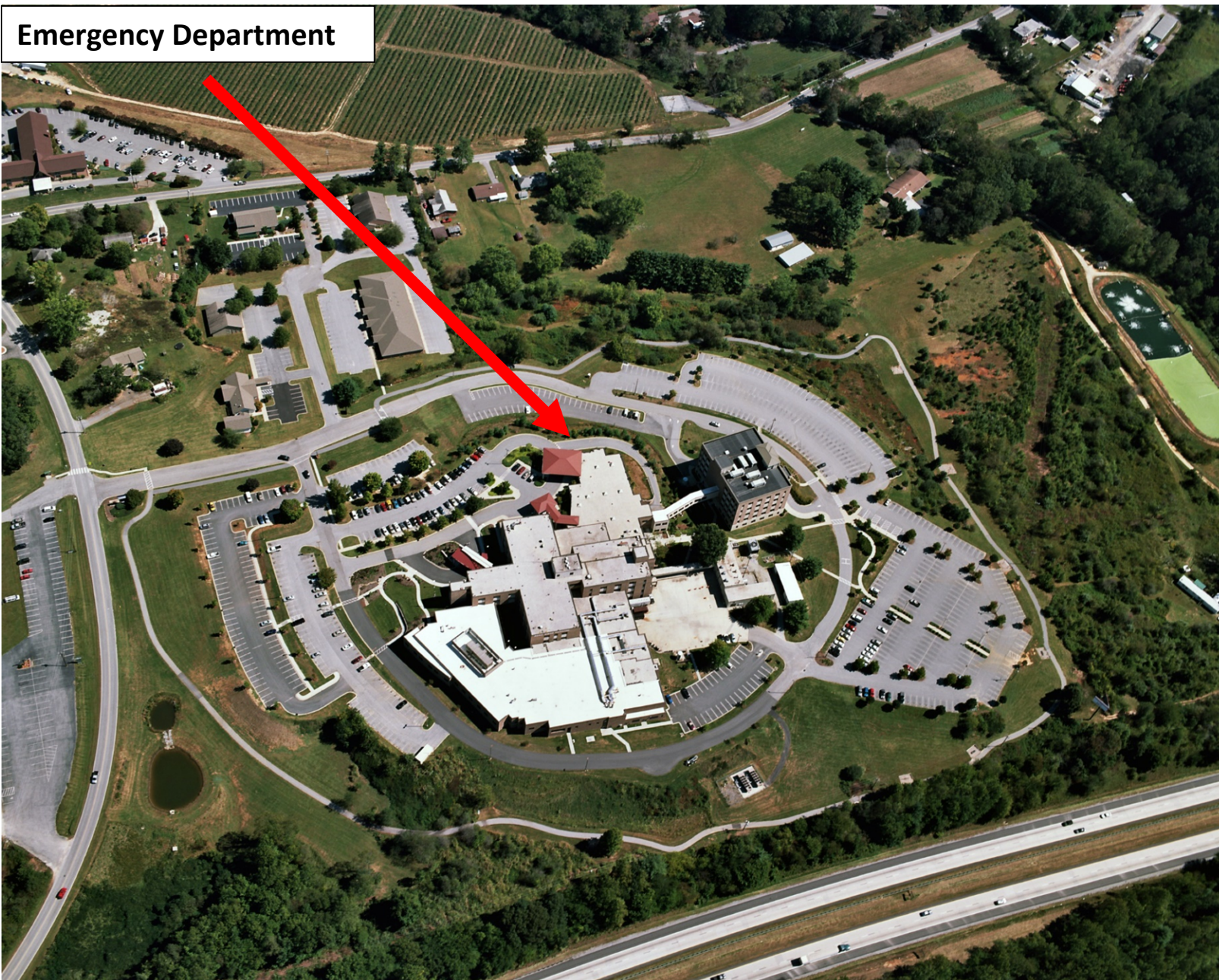
Thank you for your time and attention. Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Denise M. Gunter", is written over a light gray rectangular background.

Denise M. Gunter

Attachment



Emergency Department