

**MINUTES OF THE MEETING  
HEALTH SERVICES COUNCIL**

**DATE: 30 August 2005**

**TIME: 3:00 PM**

**LOCATION: Health Policy Forum**

**ATTENDANCE:**

**Council: Present: Victoria Almeida, Esq., (Vice Chair), Edward F. Almon, Raymond Coia, Esq., John W. Flynn, Maria R. Gil, Sen. Catherine E. Graziano, RN, Ph.D., John Keimig, Richard Lepine, Robert J. Quigley DC, (Chair), Robert Ricci, Larry Ross, Reverend David Shire, Robert Whiteside**

**Not Present: Joseph V. Centofanti, MD, Rosemary Booth Gallogly, Wallace Gernt, Robert S.L. Kinder, MD, Denise Panichas, John Young**

**Excused Absence: Robert L. Bernstein**

**Staff: Valentina D. Adamova, Michael K. Dexter**

**Public: (see attached)**

## **1. Call to Order, Approval of Minutes, Time Extension for the Minutes Availability, and Conflict of Interest Forms.**

**The meeting was called to order at 3:00 PM. The Chairman noted that conflict of interest forms are available to any member who may have a potential conflict. The minutes of the 28 June 2005 and 14 July 2005 meetings of the Health Services Council were approved as submitted. The Chairman stated that due to the Open Meetings Act the minutes of the meetings have to be available to the public by the next meeting date or within thirty-five days, whichever is sooner. The Chairman stated that because the next meeting might not occur within thirty-five days or the minutes might not be available, he would ask the Committee members to vote to extend the availability of minutes beyond time frame provided to remain in compliance with the Open Meetings Act. A motion was made, seconded and passed by a vote of twelve in favor and none opposed (12-0) that the availability of the minutes for this meeting be extended beyond the time frame provided for under the Open Meetings Act. Those members voting in favor were: Almon, Coia, Flynn, Gil, Graziano, Keimig, Lepine, Quigley, Ricci, Ross, Shire, Whiteside.**

## **2. General Order of Business**

**The first item on the agenda was the Report to the Health Services Council on the Application of Newport Hospital for a Certificate of Need to undertake renovations to the nursing units on the 5th floor of the Turner Building. Staff noted that this application is being processed as an accelerated review. Accelerated review is when the department has determined that there is prima facie public need for the application. The review commenced on 10 July 2005 and there was a site visit conducted on 14 July 2005. Staff summarized the application.**

**A motion was made, seconded and passed by a vote of twelve in favor, none opposed and one abstention (12-0-1) to recommend that the application be approved. Those members voting in favor of the motion were: Almeida, Almon, Coia, Flynn, Gil, Graziano, Keimig, Quigley, Ricci, Ross, Shire, Whiteside. Lepine abstained.**

**The next item on the agenda was the Report to the Health Services Council on the Application of X-Ray Associates, Inc. for a Certificate of Need for MRI replacement. Staff noted that this application is being processed as an accelerated review. Accelerated review is when the department has determined that there is prima facie public need for the application. Staff noted that applicants can request 'one-for-one' exemptions for existing equipment when the purpose, function and clinical applications are not significantly altered. Staff noted that the applicant requested this exemption, however, back in**

late 1990's the regulations changed and MRI equipment no longer required a Certificate of Need review. The department rejected the request for a 'one-for-one' exemption because this equipment was never granted a Certificate of Need. The review commenced on 10 July 2005. Staff summarized the application.

Mr. Ross requested that the applicant submit the to the department a revised pro-forma statement that would incorporate corporate overhead. The applicant agreed to provide this information.

The Chairman recommended that condition of approval number four be amended to stated that the applicant provide services to all parties without discrimination including payment source and patients' ability to pay. A motion was made and seconded and passed by a vote of twelve in favor, none opposed and one abstention (12-0-1) to recommend that the report be amended. Those members voting in favor of the motion were: Almeida, Almon, Coia, Flynn, Gil, Graziano, Keimig, Quigley, Ricci, Ross, Shire, Whiteside. Lepine abstained.

A motion was made, seconded and passed by a vote of twelve in favor, none opposed and one abstention (12-0-1) to recommend that the application be approved as amended. Those members voting in favor of the motion were: Almeida, Almon, Coia, Flynn, Gil, Graziano, Keimig, Quigley, Ricci, Ross, Shire, Whiteside. Lepine abstained.

Staff announced that there will be a series of public meetings on the

**Certificate of Need Applications of X-Ray Associates, Inc. to acquire and operate a PET/CT scanner in Cranston and The Imaging Institute, Inc. to acquire and operate a PET/CT scanner in Cranston for the purpose of developing a record for the Health Services Council. Members of the Health Services Council are invited to attend these meetings. Staff noted that rules of the ex-parte apply to these public meetings.**

### **3. Adjournment**

**There being no further business the meeting was adjourned at 3:30 PM.**

**Respectfully submitted,**

**Valentina D. Adamova**