



STATE OF WASHINGTON
DEPARTMENT OF HEALTH

Certificate of Need Program
111 Israel Road Southeast – MS 4-7852
Olympia, Washington 98504

August 17, 2017

Charles Dronen, Administrator
Cashmere Convalescent Center
817 Pioneer Avenue
PO Box 626
Cashmere, WA 98815

RE: BB #18-01

Dear Mr. Dronen:

This is in response to your request to convert beds currently banked under the alternate use provisions of Revised Code of Washington (RCW) 70.38.111(8). Your letter and fee were received in our office on Friday, July 14, 2017.

Currently, Cashmere Convalescent Center's licensed capacity is 65 with 21 beds banked. The 21 beds were banked under alternate use on August 28, 2013. The department provided Cashmere Convalescent Center with a letter outlining the requirements surrounding these banked beds. A section from this letter is provided below:

*"As stated in Revised Code of Washington (RCW) 70.38.111(8)(c) conversion of the banked beds must be completed **within four years from the date of the original bed banking**. Unless the department grants an extension for one additional four-year period, **the initial four-year bed banking on these 21 banked beds will expire on September 1, 2017.**" [emphasis added]*

WAC 246-310-395(5), which relates to the procedure for converting beds banked under alternate use, states the following:

*"Notice of intent to convert beds back to nursing home bed use shall be given to the department of health and the department of social and health services **a minimum of ninety days prior to the effective date of the licensure modification** made by the nursing home licensing authority reflecting the restored beds unless construction is required to convert the beds back. In the event the beds are not converted back to nursing home beds within sixty days of the date stated in the notice of intent, a notice of intent will need to be resubmitted a minimum of ninety days prior to the effective date of the licensure modification." [emphasis added]*

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To be valid, your request to unbank 21 beds at Cashmere Convalescent Center received in the Certificate of Need Program office by 5:00 PM on Friday, June 2, 2017. As a result, these beds cannot be unbanked, and your request is denied. Effective September 2, 2017, Cashmere Convalescent Center's approved bed count will be reduced from 86 beds to 65 beds.

This decision may be appealed. The two appeal options are listed below.

Appeal Option 1:

You or any person with standing may request a public hearing to reconsider this decision. The request must state the specific reasons for reconsideration in accordance with Washington Administrative Code 246-310-560. A reconsideration request must be received within 28 calendar days from the date of the decision at one of the following addresses:

Mailing Address:

Department of Health
Certificate of Need Program
Mail Stop 47852
Olympia, WA 98504-7852

Physical Address

Department of Health
Certificate of Need Program
111 Israel Road SE
Tumwater, WA 98501

Appeal Option 2:

You or any person with standing may request an adjudicative proceeding to contest this decision within 28 calendar days from the date of this letter. The notice of appeal must be filed according to the provisions of Revised Code of Washington 34.05 and Washington Administrative Code 246-310-610. A request for an adjudicative proceeding must be received within the 28 days at one of the following addresses:

Mailing Address:

Department of Health
Adjudicative Service Unit
Mail Stop 47879
Olympia, WA 98504-7879

Physical Address

Department of Health
Adjudicative Service Unit
111 Israel Road SE
Tumwater, WA 98501

If you have any questions, or would like to arrange for a meeting to discuss our decision, please contact Janis Sigman with the Certificate of Need Program at (360) 236-2955.

Sincerely,



Janis Sigman, Program Manager
Certificate of Need Program
Community Health Systems