



STATEMENT OF CONSIDERATION  
Relating to 900 KAR 5:020E

Cabinet for Health and Family Services  
Office of Inspector General  
Division of Certificate of Need  
Emergency Not Amended After Comments

- I. The public hearing on 900 KAR 5:020E, scheduled for July 21, 2025, 9:00 a.m. in Zoom meeting format by the CHFS Office of Legislative and Regulatory Affairs was canceled due to no requests to be heard. However, written comments were received during the public comment period.

- II. The following people submitted comments:

<u>Name and Title</u>	<u>Agency/Organization/Entity/Other</u>
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Steven T. Hester, MD, MBA Sr Vice President, Chief Clinical and Strategy Officer	Norton Healthcare
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Donovan Blackburn, Chairman, President and CEO	Pikeville Medical Center
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- III. The following people from the promulgating administrative body responded to the comments:

<u>Name and Title</u>	<u>Agency/Organization/Entity/Other</u>
Tricia Steward, Inspector General	Cabinet for Health and Family Services
Valerie Moore, Policy Specialist	Cabinet for Health and Family Services Office of Inspector General

IV. Summary of Comments and Responses

(1) Subject: Neonatal Beds

- (a) Comment: Steven Hester, MD, MBA, Sr. Vice President, Chief Clinical and Strategy Officer, Norton Healthcare, submitted a statement of support regarding the creation of Level II Special Care Neonatal beds in teaching hospitals.
- (b) Response: The cabinet appreciates the input and support from Norton Healthcare regarding the issue of addressing the emergent need for the creation of Level II Special Care Neonatal beds in teaching hospitals.
- (a) Comment: Donovan Blackburn, President and CEO, Pikeville Medical Center, submitted a statement opposing Section 2(3)(l) of the nonsubstantive review

regulation 900 KAR 6:075 as the language between the two regulations was contradictory.

- (b) Response: The cabinet appreciates Pikeville Medical Center's (PMC) comments. The cabinet agrees that the language in 900 KAR 6:075E was contradictory and has made those corrections in 900 KAR 6:075E, amended after comments.

#### Summary of Statement of Consideration and Action Taken by Promulgating Administrative Body

The public hearing on this administrative regulation scheduled for July 21, 2025, was canceled due to no requests to be heard. However, written comments were received during the public comment period. The Cabinet for Health and Family Services, Office of Inspector General responded to comments and is making no amendments to this regulation at this time.