



# STATE OF ILLINOIS HEALTH FACILITIES AND SERVICES REVIEW BOARD

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|                                                                                         |                              |                                  |
|-----------------------------------------------------------------------------------------|------------------------------|----------------------------------|
| <b>DOCKET ITEM</b><br>N/A                                                               | <b>BOARD MEETING:</b><br>N/A | <b>PROJECT NUMBER:</b><br>22-031 |
| <b>PERMIT HOLDERS(S):</b><br>Chicagoland Surgery Center, LLC                            |                              |                                  |
| <b>FACILITY NAME and LOCATION:</b><br>Chicagoland Surgery Center, LLC, Oakbrook Terrace |                              |                                  |

## **STATE BOARD STAFF REPORT** **PERMIT RENEWAL REQUEST**

### **I. Background**

On January 31, 2023, the State Board approved Project #22-031. The permit authorized the establishment of a single-specialty Ambulatory Surgery Treatment Center (ASTC), in Oakbrook Terrace. The project costs are \$3,435,152, and the project completion date is October 30, 2023.

State Board Staff notes the permit holder submitted the permit renewal request on October 20, 2023. This submittal was **not** in accordance with 77 Ill. Ad. Code 1130.740(c), which states that the State Board must receive renewal requests at least 45 days prior to the permit expiration date. A \$500.00 application processing fee, and a \$500.00 late fee accompanied the renewal request (per 77 Ill. Adm. Code 1130.230(h)(5)).

### **II. Findings**

State Board Staff notes this is the first renewal request for this project and the permit holder has submitted all of the information required in Section 1130.740 for a permit renewal.

### III. The Permit Renewal Request

- A. Requested Completion Date: The permit holder requests a project completion date of October 31, 2024. This would extend the project's completion date twelve months, from October 30, 2023, to October 31, 2024.
- B. Status of the Project and Components Yet to be Finished: The permit holder states the project is approximately 10% complete. The final construction drawings are being submitted to IDPH Life Safety Division for review/approval, an architectural firm has been engaged to develop plans, and a general contractor has been selected to initiate the construction phase immediately after regulatory approvals and acquisition of the necessary permits. Construction has yet to commence.
- C. Reason(s) Why the Project Has Not Been Completed: The permit holder states the project involves renovation of existing office space, and the permit holder encountered delays associated with the building design that required substantial reconfiguration in order to meet IDPH Life Safety standards. The permit holder has also encountered delays resulting from supply chain issues involving building materials.
- D. Evidence of Financial Commitment to Fund the Project: The permit holder indicates that \$280,000 (8.2% of the overall project cost) has been expended, and that sufficient financial resources exist to ensure project completion.
- E. Anticipated Final Cost of the Project: The permit holder attests that the project cost will not deviate from the approved permit amount of \$3,435,152.

### IV. Project Description & Other Background Information

The permit authorized the establishment of a single-specialty ASTC offering Ophthalmology, in Oakbrook Terrace. The project costs total \$3,435,152.

Permit Issuance Date: January 31, 2023

Project Obligation Date: October 12, 2023

Original Project Completion Date: October 30, 2023

Proposed Project Completion Date: October 31, 2024  
(12-month renewal request)

**V. Applicable Rules for Permit Renewal Requests**

77 Ill. Adm. Code 1130.230(h)(5) states that a permit holder shall be assessed a \$500 application processing fee. Permit renewal requests that are not received at least 45 days prior to the expiration date of the permit shall be subject to an additional \$500 late application processing fee. Any permit renewal request received by the State Board after the stated completion date is subject to the fines provided in the Health Facilities Planning Act.

77 Ill. Adm. Code 1130.740 specifies that a permit holder may request a change in the approved project completion date by applying for a permit renewal.

77 Ill. Adm. Code 1130.740(b) states that a permit renewal will commence on the expiration date of the original or renewed completion period.

77 Ill. Adm. Code 1130.740(c)(1-4) states that the State Board must be in receipt of a permit renewal request at least 45 days prior to the expiration date of the completion period, and include the following:

- 1) the requested completion date;
- 2) a status report on the project detailing what percent has been completed and a summary of project components yet to be finished and the amount of funds expended on the project to date;
- 3) a statement as to the reasons why the project has not been completed; and
- 4) confirmatory evidence by the permit holder' authorized representative that the project's costs and scope are in compliance with what the State Board approved and that sufficient financial resources are available to complete the project.

77 Ill. Adm. Code 1130.740(d) states the State Board staff will review the request and prepare a report of its findings. If the findings are that the request is in conformance with all HFSRB criteria, and if this is the first request for this project, then the request, staff's findings, and all related documentation shall be sent to the Chairman. The Chairman, acting on behalf of HFSRB, will approve, deny or refer the request to the HFSRB for action. If staff finds that all criteria are not positive or, if this is not the first request for this project, or if the Chairman refers this to HFSRB for action, then HFSRB will evaluate the information submitted to determine if the project has proceeded with due diligence (as defined in 77 Ill. Adm. Code 1130.140). Denial of a permit renewal request constitutes HFSRB's Notice of Intent to revoke a permit and the permit holder will be afforded an opportunity for an administrative hearing.

**VI. Other Information**

Appended to this report are the following: the permit holders' documents for a permit renewal and a copy of the original State Board Staff Report.