

M. JODI RELL
GOVERNOR

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

CRISTINE A. VOGEL
COMMISSIONER

August 3, 2009

VIA FAX ONLY

Susan I. Hamilton, M.S.W., J.D.
Commissioner
Department of Children and Families
505 Hudson Street
Hartford, CT 06106-7107

RE: Certificate of Need Determination; Report Number 09-31422-DTR
Department of Children and Families
Request for a Waiver of Letter of Intent Period for the Certificate of Need Application for
the Termination of Services at High Meadows in Hamden

Dear Commissioner Hamilton:

On August 3, 2009, the Office of Health Care Access ("OHCA") received your Certificate of Need ("CON") Determination request on behalf of Department of Children and Families ("DCF") requesting OHCA to waive the Letter of Intent ("LOI") period for the CON for the termination of services at High Meadows in Hamden, with no associated capital expenditure.

Please be advised that OHCA has reviewed your request and makes the following findings:

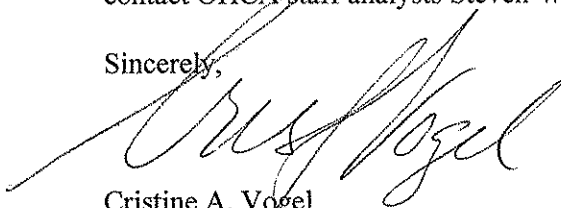
1. OHCA finds that the proposed request is for OHCA to waive the LOI requirement under section 19a-638(b) for the CON for DCF to terminate services at High Meadow in Hamden, Connecticut.
2. OHCA finds that High Meadowss is a state-operated residential treatment center located in Hamden, CT.
3. DCF contends that some capital expenditures must be made immediately in order to keep the entire facility operating in a safe and efficient manner.
4. DCF contends that it is in the best interest of the children at High Meadows to remain in a state of flux for as little time as possible.

5. 19a-638(b) C.G.S. states the following...

“Upon a showing by such facility or institution that the need for such function, service or termination or change of ownership or control is of an emergency nature, in that the function, service or termination or change of ownership or control is necessary to maintain continued access to the health care services provided by the facility or institution, or to comply with requirements of any federal, state or local health, fire, building or life safety code, the commissioner may waive the letter of intent requirement, provided such request shall be submitted at least fourteen business days before the proposed date of institution of the function, service or termination or change of ownership or control.”

OHCA has determined that pursuant to 19a-638(b) C.G.S., OHCA deems it appropriate to waive the Letter of Intent (“LOI”) for the CON required of DCF for the termination of services at High Meadow in Hamden. The CON application will be faxed and emailed to DCF under a separate cover letter. Further, OHCA anticipates that since the LOI period has been waived by OHCA, DCF will file the completed CON application with OHCA no later than August 28, 2009. If DCF is unable to file the CON application by this date, please provide OHCA a written explanation for the reasons prior to August 28, 2009. If you have any questions regarding this letter, please feel free to contact OHCA staff analysts Steven W. Lazarus, or Alexis G. Fedorjaczenko at (860) 418-7001.

Sincerely,



Cristine A. Vogel
Commissioner

CAV:agf

Copy: Rose McLellan License and Applications Supervisor, DPH, DHSR