



STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
Office of Health Care Access

October 27, 2009

Via Facsimile Only

David A. Whitehead
President and CEO
The William W. Backus Hospital
326 Washington Street
Norwich, CT 06360

Re: CON Determination Request; Report Number: 09-31423-DTR
The William W. Backus Hospital and ConnCare, Inc.
Proposal to Provide Emergency Department Convenient Care Services and Adult
Primary Care Services at the Backus Plainfield Medical Center in Plainfield

Dear Mr. Whitehead:

On August 28, 2009, the Office of Health Care Access ("OHCA") received your completed Certificate of Need ("CON") Determination request on behalf of The William W. Backus Hospital and ConnCare, Inc. to provide Emergency Department convenient care services and adult primary care services at the Backus Plainfield Medical Center. OHCA has reviewed your request and makes the following findings:

1. The William W. Backus Hospital ("Hospital") is an acute care general hospital located at 326 Washington Street in Norwich, Connecticut.
2. ConnCare, Inc., located at 112 Lafayette Street in Norwich, is licensed by the Connecticut Department of Public Health as an outpatient clinic that provides occupational therapy services as well as dialysis services through the auspices of the Backus Dialysis Corporation.
3. The sole corporate member of ConnCare, Inc. is Backus Health Care, Inc. Backus Health Care, Inc. and the Hospital are affiliates to each other and are both subsidiaries to the Backus Corporation.
4. The Hospital and ConnCare, Inc., collectively identified for the purposes of this request as the "Petitioners", are seeking to provide Emergency Department convenient care services and adult primary care services at the Backus Plainfield Medical Center, located at 120-122 Plainfield Road in Plainfield, Connecticut.

An Equal Opportunity Employer

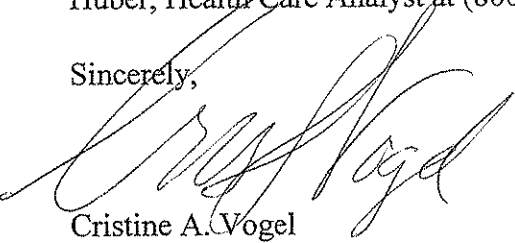
410 Capitol Ave., MS#13HCA, P.O. Box 340308, Hartford, CT 06134-0308
Telephone: (860) 418-7001 Toll-Free: 1-800-797-9688
Fax: (860) 418-7053

5. The Hospital currently offers Emergency Department convenient care services and adult primary care services on an outpatient basis.
6. The target populations to be served by this proposal are individuals residing in Plainfield, Canterbury, Griswold, Lisbon, Moosup, Sterling and Voluntown.
7. The Petitioners contend that the proposal will provide improved access to individuals seeking treatment for immediate, but non-life threatening, medical conditions and adult primary care services.
8. Pursuant to Section 19a-638 (2) of the Connecticut General Statutes each health care facility or institution or state health care facility or institution, which intends to introduce any additional function or service into its program of health care shall submit to the office, prior to the proposed date of the institution of such function or service, a request for permission to undertake such function or service.
9. The Petitioners contend that the total capital expenditure associated with the proposal is \$100,000 for medical equipment purchases.

Based on the above findings, OHCA determines that the proposal to provide Emergency Department convenient care services and adult primary care services at the Backus Plainfield Medical Center located at 120-122 Plainfield Road in Plainfield, Connecticut, represents the establishment of a new service in a new location. It appears that the petitioners are seeking an exemption from Certificate of Need under Public Act 09-232; however, OHCA has determined that any proposal involving the establishment of emergency department services at a new site requires Certificate of Need and will not qualify for the exemption under Public Act 09-232. Accordingly, the Petitioners must obtain Certificate of Need authorization by OHCA pursuant to § 19a-638 (2) prior to proceeding with this proposal. The Petitioners must file a Letter of Intent related to this project with OHCA at its earliest convenience.

If you have any questions regarding this CON determination matter, please contact Jack Huber, Health Care Analyst at (860) 418-7034.

Sincerely,



Cristine A. Vogel
Commissioner

C: Rose McClellan, Licensing Examination Assistant, DHSR, DPH

CAV:jah