

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

April 12, 2010

IN THE MATTER OF:

A Request for Waiver of Certificate of Need Requirements for Replacement Equipment filed pursuant to Section 19a-639c, C.G.S., as amended by P.A. 09-232, Section 96 by

Notice of Final Decision
Office of Health Care Access
Docket Number: 10-31587-WVR

Hartford Hospital

Request to Waive CON Requirements for the Replacement of an Existing 8-Slice CT Scanner with a 128-Slice CT Scanner in Hartford

To: Karen T. Goyette
Vice President, Strategic Planning & Business Development
Hartford Hospital
80 Seymour Street
P.O. Box 5037
Hartford, CT 06102-5037

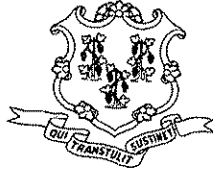
Dear Ms. Goyette:

This letter will serve as notice of the Final Decision of the Office of Health Care Access in the above matter as provided by Section 19a-639c, C.G.S., as amended by P.A. 09-232, Section 96. On April 12, 2010, the Final Decision was rendered as the finding and order of the Office of Health Care Access. A copy of the Final Decision is attached hereto for your information.

By Order of the Division of
Office of Health Care Access
Department of Public Health


Cristine A. Vogel
Deputy Commissioner

CAV: jah



**Department of Public Health
Office of Health Care Access
Certificate of Need Application**

Final Decision

Applicant: Hartford Hospital

Docket Number: 10-31587-WVR

Project Title: Request to Waive CON Requirements for the Replacement of an Existing 8-Slice CT Scanner with a 128-Slice CT Scanner in Hartford

Statutory Reference: Section 19a-639c of the Connecticut General Statutes as amended by Public Act: 09-232, Section 96

Filing Date: April 1, 2010

Decision Date: April 12, 2010

Staff: Jack A. Huber

Project Description: Hartford Hospital requests a waiver of Certificate of Need requirements for replacement equipment for the purpose of replacing its existing 8-slice computed tomography ("CT") scanner with a 128-slice CT scanner to be located at the Hospital's Emergency Department at its main campus in Hartford, Connecticut. The total capital cost associated with the replacement equipment project is \$1,443,058.

Nature of Proceedings: On April 1, 2010, the Office of Health Care Access ("OHCA") received the completed waiver of Certificate of Need ("CON") request for replacement equipment from Hartford Hospital ("Hospital"). The Hospital proposes to replace its 8-slice CT scanner with a 128-slice CT scanner to be located at the Hospital's Emergency Department at its main campus in Hartford, Connecticut. The total capital cost associated with the replacement equipment project is \$1,453,058. The Hospital is a health care facility or institution as defined in Section 19a-630 of the Connecticut General Statutes ("C.G.S.").

OHCA's authority to review and approve, modify or deny the requested waiver of CON requirements for replacement equipment is established by Section 19a-639c, C.G.S., as amended by Public Act: 09-232, Section 96. The provisions of this section as well as the principles and guidelines set forth in Section 19a-637, C.G.S., were fully considered by OHCA in its review.

Findings of Fact

1. On March 31, 1998, under Docket Number: 97-584, Hartford Hospital ("Hospital") received Certificate of Need ("CON") authorization from the Office of Health Care Access for the construction of a new building, which included the acquisition and operation of a third computed tomography ("CT") scanner at a capital equipment cost of \$1,500,000. The CT scanner was designated for use in the Hospital's Emergency Department and was to be shared between the Hospital's trauma and radiation oncology service requirements. *(April 1, 2010, Initial Submission of CON Waiver Form 2040, Attachment 1)*
2. Pursuant to Section 19a-639c of the Connecticut General Statutes ("C.G.S.") as amended by Public Act: 09-232, Section 96, a proposal may be eligible for a waiver of replacement equipment from the CON process when a provider previously received a CON for the equipment to be replaced, and the expenditure or value of the replacement equipment is less than \$3 million. *(Section 19a-639c, C.G.S., as amended by Public Act: 09-232, Section 96)*
3. The total capital cost for the replacement equipment proposal is \$1,453,058 and is entirely attributable to the purchase of the proposed 128-slice CT scanner. *(April 1, 2010, Initial Submission of CON Waiver Form 2040, page 2 and Attachment 2)*
4. The replacement equipment value is below the \$3 million threshold used to determine whether a request is eligible to receive a waiver of CON requirements for replacement equipment pursuant to Section 19a-639c, C.G.S., as amended by Public Act: 09-232, Section 96. *(Section 19a-639c, C.G.S., as amended by Public Act: 09-232, Section 96)*

Rationale

Hartford Hospital ("Hospital") is requesting a waiver of Certificate of Need ("CON") requirements for replacement equipment pursuant to Section 19a-639c of the Connecticut General Statutes ("C.G.S.") as amended by Public Act: 09-232, Section 96. The Hospital is seeking to replace its existing 8-slice computed tomography ("CT") scanner with a 128-slice CT scanner to be located at the Hospital's Emergency Department at its main campus in Hartford, Connecticut.

On March 31, 1998, under Docket Number: 97-584, the Hospital received CON authorization from the Office of Health Care Access for the construction of a new building, which included the acquisition and operation of a third CT scanner at a capital equipment cost of \$1,500,000.

The replacement equipment cost for the proposed 128-slice CT scanner is \$1,453,058, which is below the \$3 million threshold for determining eligibility for a waiver of CON requirements for replacement equipment pursuant to Section 19a-639c, C.G.S., as amended by Public Act: 09-232, Section 96.

Order

Based on the foregoing Findings and Rationale, the Office of Health Care Access (“OHCA”) has determined that the request of Hartford Hospital (“Hospital”) for a waiver of Certificate of Need (“CON”) requirements in order to replace its existing 8-slice computed tomography (“CT”) scanner with a 128-slice CT scanner to be located at the Hospital’s Emergency Department at its main campus in Hartford, Connecticut, at a replacement equipment cost of \$1,453,058, meets the requirements for waiver of the CON process pursuant to Section 19a-639c of the Connecticut General Statutes as amended by Public Act: 09-232, Section 96, and is hereby **approved**, subject to the following condition.

1. This authorization requires the removal of the Hospital’s existing 8-slice CT scanner for certain disposition, such as sale or salvage, outside of and unrelated to the Hospital’s Connecticut service locations by no later than six months after the replacement CT scanner has become operational.

Should the Hospital fail to comply with the aforementioned condition, OHCA reserves the right to take additional action as authorized by law. All of the foregoing constitutes the final order of the Office of Health Care Access in this matter.

By Order of the Division of
Office of Health Care Access
Department of Public Health

4-12-10
Date


Cristine A. Vogel
Deputy Commissioner

CAV:jah