

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Raul Pino, M.D., M.P.H.
Acting Commissioner



Dannel P. Malloy
Governor
Nancy Wyman
Lt. Governor

Office of Health Care Access

Final Decision

Modification of a Previously Authorized Certificate of Need

Applicant: Northeast Regional Radiation Oncology Network, Inc.
d/b/a Community CancerCare
100 Haynes Street, Manchester, CT 06040

Docket Number: 15-31778-MDF

Project Description: Modification of previous Certificate of Need
authorization 12-31778-CON

Procedural History: On January 2, 2013, the Office of Health Care Access ("OHCA") granted a Certificate of Need ("CON") to Northeast Regional Radiation Oncology Network, Inc. d/b/a Community CancerCare ("NRRON") issued under Docket Number 12-31778-CON, for the acquisition of a CT simulator ("Final Decision").

On December 11, 2014, OHCA received a Request for Modification from NRRON seeking to modify the expiration date of the CON from January 2, 2015 to January 2, 2016. That request was granted under Docket Number 14-31778-MDF. On December 23, 2015, OHCA received a Request for Modification from NRRON seeking to modify the expiration date of the CON from January 2, 2016 to January 2, 2017.

As required by Conn. Gen. Stat. § 19a-639b(b), OHCA noticed this request on its website for 30 days. During the posting period, OHCA did not receive any written comments or requests for a public hearing. Deputy Commissioner Brancifort reviewed the entire record in this matter.

Findings of Fact

1. The CON issued under Docket Number 12-31778-CON permitted NRRON to acquire a CT simulator.



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2. The CON issued under Docket Number 12-31778-CONas modified by Docket Number 14-31778-MDF, was valid until January 2, 2016.
3. The renovations necessary for the installation of the CT simulator were delayed because the CT simulator vendor was unable to deliver the CT simulator until after January 2016.
4. Design plans for the installation of the CT simulator have been developed and the contract for the CT simulator has been executed.
5. The current renovation plans have an estimated delivery date of May 11, 2016 for the CT simulator.

Discussion

Connecticut General Statutes § 4-181a (b) provides in relevant part: "On a showing of changed conditions, the agency may reverse or modify the final decision, at any time, at the request of any person or on the agency's own motion." NRRON has sufficiently demonstrated a change in conditions brought upon by unforeseen delays in the delivery of the CT simulator thereby leading to delays in the renovations necessary to install the CT simulator.

Order

Based upon the foregoing, the request to modify the expiration date of the CON issued under Docket Number 12-31778-CON, as modified under Docket Number 14-31778-MDF, from January 2, 2016 to January 2, 2017 is hereby **APPROVED**.

2/10/2016
Date

Janet M. Brancifort
Janet M. Brancifort, MPH, RRT
Deputy Commissioner