

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

M. JODI RELL
GOVERNOR

CRISTINE A. VOGEL
COMMISSIONER

July 31, 2007

Ms. Leanne Dillian
President and Chief Executive Officer
Community Prevention and Addiction Services
1491 West Main Street
Willimantic, CT 06226

RE: Certificate of Need Determination; Report Number 07-31011-DTR
Community Prevention and Addiction Services
Termination of Psychiatric Outpatient Services at three service locations

Dear Ms. Dillian:

On July 24, 2007, the Office of Health Care Access (“OHCA”) received your response to the July 5, 2007 Office of Health Care Access (“OHCA”) inquiry regarding the termination of Psychiatric Outpatient Facility licenses at three service locations by Community Prevention and Addiction Services (“CPAS”). OHCA is reviewing this matter under Certificate of Need (“CON”) Determination Report Number 07-31011-DTR. Please be advised that OHCA has reviewed this matter and makes the following findings:

1. In a 1999 CON Determination under Report Number 99-Y2, OHCA had previously allowed an exemption for the establishment of these licensed services at these three locations. CPAS described that program as the establishment of “*psychiatric services at outpatient locations in order to serve clients who are dually diagnosed and may be in need of psychiatric evaluation and medication management.*”
2. On June 21, 2007, OHCA received a copy of Department of Public Health (“DPH”) Change in Facility Licensure forms for the elimination of the Psychiatric Outpatient Facility licenses for Transitions Outpatient Services (the doing business name for these services) effective June 11, 2007 for three locations:

87B Oak Street in Manchester – License #C-0299
37 Commerce Avenue in Danielson – License #C-0301
1491 West Main Street in Willimantic – License #C-0300.

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

3. In the July 24, 2007 response to OHCA, CPAS indicates the following:
- a) The elimination of these licenses was a result of a site visit performed by DPH in May, 2007. CPAS was cited for a violation of DPH regulations which mandates that a licensed psychiatric facility must provide psychiatric services.
 - b) When CPAS was first awarded the psychiatric outpatient facility licenses, CPAS provided psychiatric services at all three locations as an adjunct therapy for substance abusing clients suffering from co-occurring mental illness.
 - c) Due to increased costs and level funding, CPAS was unable to continue to provide psychiatric services. Because CPAS was not providing psychiatric outpatient services under its three licenses, DPH demanded that CPAS surrender the licenses.
 - d) The substance abuse treatment services at these three locations remain licensed and open.
4. Section 19a-638 (3) of the Connecticut General Statutes (“C.G.S.”) states that “(3) *Each health care facility or institution or state health care facility or institution which intends to terminate a health service offered by such facility or institution or reduce substantially its total bed capacity, shall submit to the office, prior to the proposed date of such termination or decrease, a request to undertake such termination or decrease.*”

OHCA determines that Community Prevention and Addiction Services’ June 11, 2007 termination of its outpatient psychiatric facility licenses constitutes a termination of services pursuant to Section 19a-638, C.G.S. and therefore a Certificate of Need application is required related to this matter.

If CPAS is agreeable, OHCA will consider the submission of information received on July 24, 2007 as the Letter of Intent for this matter. Therefore, CPAS may file a completed CON application with OHCA between September 22, 2007 and November 21, 2007. The CON application is being mailed to your attention separately.

If CPAS is not agreeable with this process and wishes to secure CON authorization for the June 11, 2007 termination of services, CPAS must immediately notify OHCA in writing of its position and submit a Letter of Intent to OHCA regarding this matter.

If you have any questions regarding this CON determination, please contact Karen Roberts, OHCA Compliance Officer, at (860) 418-7041. If you have any questions regarding the Letter of Intent and Certificate of Need application process, please contact Kimberly Martone, Supervisor of Certificate of Need, at (860) 418-7029.

Sincerely,

Signed by Commissioner Vogel on July 31, 2007

Cristine A. Vogel
Commissioner

CAV:kr

Copy: Sandra C. Bauer, Licensing Examination Assistant, Facility Licensing and Investigations Section, DPH
Kimberly Martone, Supervisor of CON process, OHCA
Karen Roberts, Compliance Officer, OHCA