



M. JODI RELL
GOVERNOR

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

CRISTINE A. VOGEL
COMMISSIONER

August 19, 2009

Via Facsimile

Maryann Campbell
Executive Director
Devereux Foundation
d/b/a Devereux Glenholme
81 Sabbaday Lane
Washington, CT 06793

RE: Certificate of Need, Letter of Intent Docket Number: 09-31376-LOI and
Certificate of Need, Determination Report Number: 09-31376-EXM
Devereux Foundation d/b/a Devereux Glenholme
Proposal to Terminate Devereux Glenholme's Psychiatric Service in Washington
Notice of Exemption

Dear Ms. Campbell:

On June 26, 2009, the Office of Health Care Access ("OHCA") received your letter in which you file responses to OHCA's June 12, 2009 questions regarding the Certificate of Need ("CON") Letter of Intent ("LOI") for Devereux Glenholme's proposal to terminate Devereux Glenholme's psychiatric service located at 81 Sabbaday Lane in Washington, Connecticut. OHCA has reviewed this matter and finds it appropriate to process this matter as a CON Exemption. OHCA has reviewed the facts of the proposal and makes the following findings:

1. Devereux Foundation d/b/a Devereux Glenholme ("Applicant") is a non-profit facility, and is a specialized boarding school that provides therapeutic and learning environment programs to address varying levels of academic, social and emotional development services to youth.
2. In its Letter of Intent proposal, the Applicant was seeking to terminate its psychiatric outpatient license for services located at 81 Sabbaday Lane in Washington, Connecticut.

An Equal Opportunity Employer
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3. The Applicant is a provider licensed by the Department of Children and Families (“DCF”) as a Residential Educational Facility and an Extended Day Treatment Facility.

4. Pursuant to recently enacted Public Act 09-232:

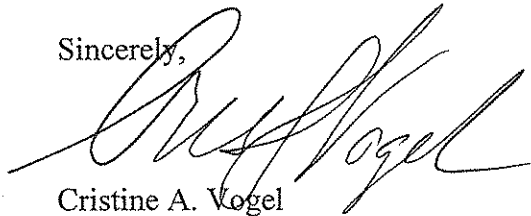
“Sec. 94. Section 19a-639a of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2009): ... the provisions of section 19a-638, as amended by this act, ... shall not apply to ... (12) a program licensed or funded by the Department of Children and Families, provided such program is not a psychiatric residential treatment facility, as defined in 42 CFR 483.35. ... ”

5. On August 3, 2009, OHCA received a form from the Applicant for the CON-Exempt Registry of DCF Licensed or Funded Programs as it is a provider of programs licensed by the DCF.

Based on these findings, OHCA has determined that the proposal to terminate Devereux Glenholme’s psychiatric service in Washington Connecticut meets the exemption requirements under Section 94 of Public Act 09-232 and therefore, a Certificate of Need is not required for the matter pending under Docket Number 09-31376-LOI. As such, the Letter of Intent pending is now considered a closed matter.

If you have questions concerning this letter, please feel free to contact Diane Duran at OHCA at (860) 418-7001.

Sincerely,



Cristine A. Vogel
Commissioner

C: Sandra C. Bauer, Licensing Examination Assistant, FLIS, DPH

CAV: dd