



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

October 27, 2009

VIA FACSIMILE ONLY

Todd Gaertner  
Administer  
Lutheran Social Services of New England  
990 Main Street  
Southbury, CT 06488

Re: CON Determination Report Number 09-31466-DTR  
Lutheran Social Services of New England d/b/a Lutheran Home of Southbury  
Establishment of Outpatient Rehabilitation Services

Dear Mr. Gaertner:

On September 2, 2009, the Office of Health Care Access ("OHCA") received your Certificate of Need ("CON") completed Determination request on behalf of Lutheran Social Services of New England d/b/a Lutheran Home of Southbury ("Petitioner") to establish outpatient rehabilitation services. OHCA has reviewed your request and makes the following findings:

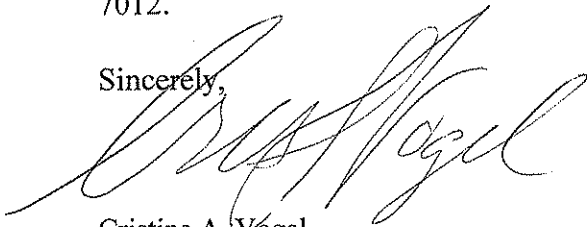
1. The Petitioner is a not for profit facility located at 990 Main Street, Southbury, Connecticut.
2. The Petitioner is as a 120 bed skilled nursing facility, specializing in long term care and palliative care for those afflicted with Alzheimer's disease and other types of dementia.
3. The Petitioner contends that residents requiring rehabilitation services must travel off campus to receive these services.
4. The Petitioner is seeking to provide outpatient rehabilitation, including physical, occupational and speech therapy services on campus.
5. The target population for the proposed outpatient rehabilitation services the current residents of the Petitioner.
6. The Petitioner will also be responsible for the billing of the proposed outpatient rehabilitation services.

7. The proposed services will be provided through the Petitioner's existing staff members.
8. There is no capital expenditure associated with the proposal.
9. The anticipated payer sources for the proposed outpatient rehabilitation services include Medicare and Medicaid.
10. According to Section 19a-639a of the Connecticut General Statutes, Residential Care Homes and Nursing Homes are exempt from Certificate of Need review by OHCA.

Based on these findings, OHCA has determined that Certificate of Need approval is not required from OHCA for Lutheran Social Services of New England d/b/a Lutheran Home of Southbury to proceed with its proposal to establish rehabilitation services. Please be advised that according to Section 19a-639a, C.G.S., 10 to 60 days prior to initiating services, you must register this service with OHCA. A copy of the registration form is attached for your convenience.

If you have any questions concerning this letter, please contact Steven W. Lazarus at (860) 418-7012.

Sincerely,



Cristine A. Vogel  
Deputy Commissioner

CAV:MD:swl

Attachment

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