



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

November 26, 2013

VIA FACSIMILE ONLY

Joseph Sweet  
Strategic Sourcing Specialist  
University of Connecticut  
3 North Hillside Rd.  
Unit 6076  
Storrs, CT 06269

RE: Certificate of Need Determination Report Number 13-31876-DTR  
University of Connecticut - Acquisition of an MRI Scanner

Dear Mr. Sweet:

On November 25, 2013, the Office of Health Care Access ("OHCA") received your Certificate of Need ("CON") Determination Form on behalf of the University of Connecticut ("Applicant") with respect to the acquisition of a Magnetic Resonance Imaging Scanner ("MRI").

The Applicant is a University proposing to acquire a 3 Tesla MRI to be used only for research purposes on human volunteers for studies conducted by University professors and research staff within academic departments, including the Departments of Psychology, Physiology and Neurobiology, Linguistics, Kinesiology, Speech-Language-and-Hearing-Sciences, and Economics. There will be no clinical services provided with the MRI.

Connecticut General Statutes § 19a-638(a)(9) requires a CON for the "acquisition of ...magnetic resonance imaging scanners,...by any person, physician, provider, short-term acute care general hospital or children's hospital, except as provided for in subdivision (22) of subsection (b)..." Connecticut General Statutes § 19a-630(13) defines a "Person" as "any individual, partnership, corporation, limited liability company, association, governmental subdivision, agency or public or private organization of any character..." Therefore, the Applicant is a "Person" for purposes of Connecticut General Statutes § 19a-638(a)(9).

Connecticut General Statutes § 19a-638(b)(22) provides a very limited exception to this CON requirement for the "acquisition of any equipment by any person that is to be used exclusively for scientific research that is not conducted on humans." The Applicant will use the MRI on human subjects thereby removing this proposal from the exception outlined in Connecticut General Statutes § 19a-638(b)(22). Based upon the foregoing, OHCA concludes that a **CON is required**.

Sincerely,

A handwritten signature in black ink, appearing to read "Kimberly R. Martone".

Kimberly R. Martone  
Director of Operations

C: Rose McLellan, License and Applications Supervisor, DPH, DHSR

*An Equal Opportunity Provider*

*(If you require aid/accommodation to participate fully and fairly, contact us either by phone, fax or email)*

410 Capitol Ave., MS#13HCA, P.O.Box 340308, Hartford, CT 06134-0308

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STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
OFFICE OF HEALTH CARE ACCESS

FAX SHEET

TO: JOSEPH SWE ET  
FAX: 860 486-5051  
AGENCY: UNIVERSITY OF CONNECTICUT  
FROM: OHCA  
DATE: 11/26/13 Time: 3:20 p.m.  
NUMBER OF PAGES: 2  
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Comments:  
See attached D-termination for DN: 13-31876