STATE OF CONNECTICUT

OFFICE OF HEALTH CARE ACCESS

M. JODI RELL
GOVERNOR

CRISTINE A. VOGEL
COMMISSIONER

October 4, 2005

Ms. Maureen Knight-Price
Executive Director
Community Partners in Action
110 Bartholomew Avenue
Suite 3010
Hartford, CT 06106

RE: Report Number 05-30595-DTR; A Certificate of Need Determination Inquiry
Termination of substance abuse programs in Hartford, Manchester and New Britain
Community Partners in Action

Dear Ms. Knight-Price:

It has come to the attention of the Office of Health Care Access ("OHCA") that Community Partners in Action ("CPA") may have terminated substance abuse programs at the following CPA locations on or as of June 30, 2005:

Hartford Alternative Incarceration Center
119-121 Washington Street
Hartford, CT
License #0256

Manchester Alternative Incarceration Center
31 Bent Road
Manchester, CT
License #0253

New Britain Alternative Incarceration Center
50 Harvard Street
Hartford, CT
License #0255

Attached are three notification forms for change in licensure status forwarded to OHCA from the Department of Public Health showing that the substance abuse services license for each of these sites has been terminated effective June 30, 2005.

Pursuant to Section 19a-638(a)(3) "*Each health care facility or institution ... which intends to terminate a health service offered by such facility or institution ... shall submit prior to the proposed date of such termination ... a request to undertake such termination ...*" A review of OHCA's records shows that OHCA has not reviewed a Certificate of Need application or determination request specific to this apparent termination of services.

OHCA determines it to be appropriate to commence a Certificate of Need Determination inquiry to determine the circumstances surrounding this apparent termination of substance abuse services by a health care facility or institution. As such, OHCA has opened a CON determination inquiry under Report Number 05-30595-DTR.

It appears that Community Partners in Action has terminated these licensed services prior to any CON application being received, reviewed and acted upon by OHCA. If this is true, the action is may be in violation of State Statute and subject to civil penalties. Please verify the status of the services. Has Community Partners in Action terminated substance abuse treatment services at the three locations listed above? If not, please explain the change in licensure for these programs which was effective June 30, 2005. Please provide a full description of any changes which have occurred to health care services at these three locations.

Please provide a response to the above inquiry by October 14, 2005. Please address your response directly to my attention and provide an original and three copies of your response document. Please refer to Report Number 05-30595-DTR in your response document. If you have any questions, please contact me at (860) 418-7041.

Sincerely,

Karen Roberts
Compliance Officer

Enclosures

Copy: Commissioner Cristine A. Vogel, OHCA
Susan Cole, Director, Certification, Financial Analysis and Forecasting

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

FACILITY LICENSING & INVESTIGATIONS UNIT

LP-173
Rev. 5/04

TO: Office of Health Care Access
Dept. of Social Services
O.P.M. Budget Division
Building & Fire Safety -

Health Statistics
Facility File
DMHAS

2005 AUG 24 AM 11:44
HEALTH CARE ACCESS

FROM: Sandra C. Bauer
Licensing Examination Assistant
Facility Licensing & Investigations Section

DATE: August 23, 2005

Subject: Change in Facility Licensure Information

Please adjust your records accordingly.

[x] Substance Abuse Facility
[ ] Mental Health Day Treatment Facility
[ ] Psychiatric Outpatient Facility
[ ] Residential Care Home
[ ] Mental Health other: _____

New Britain Alternative Incarceration Center, 50 Harvard St., New Britain, License #0255

[ ] Opened effective _____ with ___ licensed beds.
[x] Closed effective 6/30/05 with __ licensed beds.
[ ] Increase in bed capacity from ____ to ____ EFF: ____
[ ] Decrease in bed capacity from ___ to ___ EFF: ____
[ ] Relocated to: _____ Effective:_____
[ ] Changed d/b/a name to: _____ Eff: _____
[ ] Changed ownership effective _____
[ ] Operating entity: [ ] New License # is ___
[ ] Changed licensee name to: _____ Eff: _____
[ ] Real Property: _____
[ ] Stock Change within the entity that operates the facility.
[ ] Other: _____

Type of Ownership:
[ ] Proprietorship
[ ] Limited Liability
[ ] Profit Corporation
[ ] Partnership
[X] Non-Profit Corporation
[ ] Municipality
[ ] Trust

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STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

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Please adjust your records accordingly.

[x] Substance Abuse Facility
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[ ] Psychiatric Outpatient Facility
[ ] Residential Care Home
[ ] Mental Health other: _____

Manchester AIC (Community Partners in Action), License #0253

[ ] Opened effective _____ with ___ licensed beds.
[x] Closed effective 6/30/05 with __ licensed beds.
[ ] Increase in bed capacity from ____ to ____ EFF: ____
[ ] Decrease in bed capacity from ___ to ___ EFF: ____
[ ] Relocated to: _____ Effective:_____
[ ] Changed d/b/a name to: _____ Eff: _____
[ ] Changed ownership effective _____
[ ] Operating entity: [ ] New License # is ___
[ ] Changed licensee name to: _____ Eff: _____
[ ] Real Property: _____
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HEALTH CARE ACCESS

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[ ] Mental Health Day Treatment Facility
[ ] Psychiatric Outpatient Facility
[ ] Residential Care Home
[ ] Mental Health other: _____

CPA-Hartford Alternative Incarceration Center

Community Partners in Action, 119-121 Washington St., Hartford, License #0256

[ ] Opened effective _____ with ___ licensed beds.
[x] Closed effective 6/30/05 with __ licensed beds.
[ ] Increase in bed capacity from ____ to ____ EFF: ____
[ ] Decrease in bed capacity from ___ to ___ EFF: ____
[ ] Relocated to: _____ Effective:_____
[ ] Changed d/b/a name to: _____ Eff: _____
[ ] Changed ownership effective _____
[ ] Operating entity: [ ] New License # is ___
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STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

M. JODI RELL
GOVERNOR

CRISTINE A. VOGEL
COMMISSIONER

November 29, 2005

Ms. Deanne Scaringe
Deputy Director
Community Partners in Action
110 Bartholomew Avenue, Suite 3010
Hartford, CT 06106

RE: Certificate of Need Determination; Report Number 05-30595-DTR
Termination of outpatient substance abuse programs within Alternative Incarceration Programs in Hartford, Manchester and New Britain
Community Partners in Action

Dear Ms. Scaringe:

On October 4, 2005, the Office of Health Care Access ("OHCA") commenced a Certificate of Need ("CON") Determination inquiry on the termination of outpatient substance abuse facility licenses by Community Partners in Action at three of its service sites in Hartford, Manchester and New Britain. A response to OHCA's inquiry was received on November 9, 2005. OHCA has reviewed the matter and makes the following pertinent findings:

1. Community Partners in Action ("CPA") is a non-profit health care facility or institution as defined in Section 19a-630 of the Connecticut General Statutes ("C.G.S.").

2. Prior to June 30, 2005, CPA held Facility for the Care or Treatment of Substance Abusive or Dependent Persons licenses for outpatient treatment programs at three service locations:

   Community Partners in Action (Hartford AIC) at 119 – 121 Washington Street in Hartford
   Manchester AIC (Community Partners in Action) at 31 Bent Street in Manchester
   New Britain Alternative Incarceration Center (Community Partners in Action) at 50 Harvard Street in New Britain

3. OHCA commenced the Certificate of Need inquiry on October 4, 2005 after receiving copies of the change in licensure forms from the Department of Public Health ("DPH") indicating that the above health care services closed effective June 30, 2005. CPA did not directly inform OHCA of this change in service provision.

4. On CPA's letterhead, CPA lists the following health care and social service programs:
   Alternative to Detention for Boys
   Alternative to Detention for Girls
   Beyond Fear
   Coalition Employment Services
   Family Reunification
   Hartford Community Court
   Hartford Alternative Incarceration Center
   Hartford Area Mediation Program
   Hartford Transitional Housing
   Juvenile Detention Center for Girls
   Maloney Juvenile Reception and Assessment Program
   Manchester Alternative Incarceration Program
   Prison Arts
   Probation Transition Program
   Resettlement
   Technical Violation Unit
   Substance Abuse Mental Health (SAMH)
   Work Release
   Young Offender

5. According to CPA's website (www.cpa-ct.org) an Alternative Incarceration Center is a "*program which monitors individuals referred by the criminal justice system to community supervision. It restricts the offender's freedom without incarceration to protect public safety and, at the same time, establishes positive ties between the community and offender. Clients attend self-help groups, informational workshops, perform community service, and work with staff to effect positive change. The CPA, which created the state's first AIC in 1986, now runs AIC programs in Hartford and Manchester.*"

6. In a 2001 CON Determination action under Report Number 01-A4, OHCA determined that a CON was not required for CPA to initiate Substance Abuse Outpatient Treatment Services at the Alternative Incarceration Centers in Hartford, Manchester and New Britain, as that request met the criteria for exemption from CON pursuant to Section 19a-639b of the Statutes. Pursuant to that 2001 CON determination request:

   a. CPA was under contract to the Court Support Services Division ("CSSD") of the State of Connecticut Judicial Branch to operate several Alternative Incarceration Centers in Connecticut. AIC programs were created to divert appropriate offenders from jail or prison. AIC provides the offenders with the needed services to assist them in a successful reintegration into the community.

b. In an October 10, 2001 letter from the Executive Director of CSSD of the Judicial Department, CSSD recommends exemption "*to allow CPA to obtain a substance abuse outpatient treatment license as it will enhance the AIC program, promote favorable outcomes, and reduce the risk of substance abuse and related behavioral problems of this at-risk population.*"

7. CPA maintained these outpatient substance abuse licenses up until June 30, 2005 at which point the Judicial Department, which funds all three programs in question, closed the New Britain AIC, which is now being operated in New Britain, by Wheeler Clinic, at another location. Judicial also defunded all the substance abuse counselor positions at the AICs statewide. CPA no longer employs substance abuse counselers.

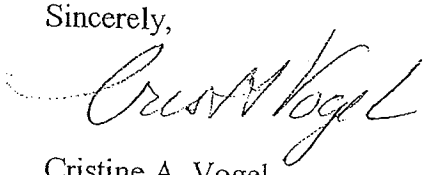
8. CPA surrendered their licenses to DPH, at the request of Frank Marino of DPH, on August 17, 2005. In CPA's letter to DPH, CPA indicates that "*the model for the AICs has dramatically changed and no longer includes Substance Abuse Counselors. Therefore, the licenses are not required and per your request they are being returned.*"

9. Section 19a-638 (a)(3) of the Connecticut General Statutes states "*Each health care facility or institution which intends to terminate a health service offered by such facility or institution ... shall submit to the office, prior to the proposed date of such termination .. a request to undertake such termination ...*"

Based on the above findings, OHCA has determined Community Partners in Action, a health care facility or institution, is required to seek and obtain Certificate of Need approval for the June 30, 2005 termination of the outpatient substance abuse programs in Hartford, Manchester and New Britain pursuant to Section 19a-638(a)(3) of the Connecticut General Statutes. OHCA considers the submission of information received on November 9, 2005 as the completed Letter of Intent for this matter; therefore Community Partners in Action may file a CON application with OHCA between **January 8, 2006** and **March 9, 2006**. The CON application is being mailed to your attention separately.

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

Sincerely,



Cristine A. Vogel
Commissioner

CAV:kr

Copy: Sandra Bauer, Health Processing Technician, DPH, DCBR