



Department of Health and Human Services
Commissioner's Office
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June 28, 2017

Mr. Alexander M. Green, Director of Planning
Maine Medical Center
22 Bramhall Street
Portland, Maine 04102

RE: Emergency Certificate of Need

Dear Mr. Green:

This letter will serve as notification that, on this date, I have determined that an Emergency exists at St. Joseph's Manor d/b/a St. Josephs Rehab and Residence. I have decided to **grant** a Certificate of Need (CON) allowing Maine Medical Center to acquire control of this facility. There are no capital expenditures associated with this project.

My approval is conditioned on Maine Medical Center implementing the following:

1. This Emergency CON will expire no later than 6/30/2018.
2. MMC must complete and file a regular CON Application for acquisition of control of St. Joseph's Manor by June 30, 2018 if MMC plans to permanently acquire control of the facility and/or there are changes in the facilities operations.

In order for this CON to remain valid, the applicant must adhere to the conditions set forth above and maintain communication with the Division of Licensing and Certification regarding the actions approved herein.

Please be aware that in accordance with Section 346 of the Maine Certificate of Need Act this Certificate, as modified herein, is valid only for the stated scope, premises and facility named in the above referenced application and is not transferable or assignable.

Furthermore, it should be clearly understood that our analysis and findings regarding the need for the proposed project as well as its financial and economic feasibility have been predicated on the application record as described in Chapter 5, Section 71.05. Consequently, the proposal must be implemented consistent with the approval stated in this letter, as informed and clarified by the Department's analysis and findings as summarized in the following Department staff reports:

1. **FINAL REVIEW:** Briefing memo to Ricker Hamilton, Acting Commissioner, DHHS, dated June 12, 2017.

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No significant changes to the project, no variations from the projected operating costs, no modifications of the terms of financing the project, and no increase in the capital expenditures to be made are permitted without the prior written approval of the Department. Any such variances may result in either the disallowance of related expenses, financial penalties or the immediate revocation of the CON.

Please work closely with my staff in the CONU to assure this project is implemented in accordance with the provisions of this Certificate and applicable rules and regulations. As part of this requirement, you are reminded that, prior to any construction, the appropriate licensing and certification and State Fire Marshal officials must approve all working drawings and construction specifications.

The law requires that a holder of a CON make a written report at the end of each six-month period following its issuance. Details regarding this and related requirements will be made the subject of a separate letter from the CONU.

My staff will work with you as necessary.

Sincerely,

A handwritten signature in black ink, appearing to read "Ricker Hamilton". The signature is fluid and cursive, with a large initial "R" and a long, sweeping underline.

Ricker Hamilton
Acting Commissioner

RH/klv

cc: Sarah Taylor, Director
Larry Carbonneau, Manager
Herb Downs, Audit
file