



Department of Health  
and Human Services

Maine People Living  
Safe, Healthy and Productive Lives

John E. Baldacci, Governor

Brenda M. Harvey, Commissioner

Department of Health and Human Services  
Commissioner's Office  
221 State Street  
# 11 State House Station  
Augusta, Maine 04333-0011  
Tel: (207) 287-3707; Fax (207) 287-3005  
TTY: 1-800-606-0215

December 15, 2010

Scott Bullock, President & CEO  
MaineGeneral Health  
6 East Chesnut Street  
Augusta, Maine 04330

RE: Reconsideration of CON approval with conditions  
New regional hospital and Thayer campus comprehensive outpatient services project

Dear Mr. Bullock:

This is my final decision after hearing on your petition for reconsideration. I issued a letter dated November 4, 2010, notifying you of my decision to grant your CON application with conditions. You requested reconsideration of one element of that approval, namely Condition C-5 which required you to remove one CT machine and its associated costs. By letter dated November 30, 2010, I found good cause for a hearing in accordance with 22 MRS §340(2), and that hearing was held December 7, 2010. I have reviewed the record of the hearing and concluded that my CON approval shall be modified as follows. The paragraph on page 2 referring to Condition C-5 shall be replaced with the following:

**Condition C-5:** The applicant shall report annually, using forms approved by the Department, the utilization of all CT scanners at the Thayer and Augusta campuses beginning with the first fiscal year end after approval of this certificate until the end of the 3<sup>rd</sup> full fiscal year of the new hospital operation. In addition, the applicant shall be certified by the Joint Commission's Primary Stroke Center by the end of the 3<sup>rd</sup> full fiscal year of the new hospital operation. The applicant shall report no less than annually on the status of such certification.

The effect of this modification is that the figures in the first introductory paragraph are also changed. The total approved capital expenditure associated with this project is now \$319,374,891 plus contingency of \$13,144,159, for a total approved capital costs of \$332,930,050. Although not stated in the approval letter, the parties will note that the 3<sup>rd</sup> year approved incremental costs are now \$38,487,849, and the approved Capital Investment Fund amount is now \$24,105,321. In all other respects, my original approval remains the same.

Sincerely,

  
Brenda M. Harvey  
Commissioner

cc:

Joseph M. Kozak, Esq.

AAG Janine Raquet

Catherine Cobb, Director, Licensing & Regulatory Services

Herb F. Downs, Director, Audit

John DelVecchio