

BRIEFING MEMO

Central Maine Medical Center Replace a Linear Accelerator

DHHS - DLRS

JUN 06 2011

41 Anthony Ave.
Augusta, ME 04333-0011

DATE: May 23, 2011

TO: Mary C. Mayhew, Commissioner, DHHS

THROUGH: Catherine Cobb, Director, Division of Licensing and Regulatory Services

FROM: Phyllis Powell, Assistant Director, Planning, Development and Quality
Steven R. Keaten, Sr. Health Care Financial Analyst
Richard F. April, Sr. Health Care Financial Analyst

SUBJECT: Replace One Linear Accelerator

ISSUE ACTIVATED BY: The referenced proposal requires Certificate of Need (CON) approval as defined in "The Maine Certificate of Need Act of 2002," 22 M.R.S.A. §325 et seq., as amended.

REGISTERED AFFECTED PARTIES: None

I. BACKGROUND:

Central Maine Medical Center (CMMC) is a non-profit subsidiary of Central Maine Healthcare Corporation (CMHC) and is located in Lewiston, Maine. CMHC is an integrated healthcare delivery system that provides a wide range of inpatient, ambulatory and other healthcare services primarily in central and western Maine. CMMC is a 501(c)3 non-profit corporation and licensed for 250 beds. CMMC is State-Licensed and Federally-certified by the Joint Commission and is Medicare and Medicaid certified.

The Preliminary Analysis by CONU staff, dated May 9, 2011, concluded that this application met all of the CON review criteria.

II. PROJECT DESCRIPTION:

Central Maine Medical Center (CMMC) has submitted a proposal to replace one of two linear accelerators it currently operates. Presently CMMC operates a comprehensive cancer care program that utilizes two Siemens linear accelerators with Intensity Modulated Radiation Therapy (IMRT) for radiation treatment. These two linear accelerators were placed in service in 2001. According to the American Hospital Association, the useful life of a linear accelerator is 7 years. CMMC recognized in the Public Informational Meeting on April 6, 2011 that both linear accelerators are due to be replaced. CMMC is replacing them in phases due to their order of priorities in their Facility Master Plan.

CMMC has demonstrated that it is essential to keep two linear accelerators for radiation therapy treatment. CMMC has demonstrated the organization would not be able to handle the volume of radiation therapy treatment with just one linear accelerator in service. CMMC is the only radiation therapy provider for the service area that includes Androscoggin and Oxford Counties. CMMC states that "failure of a ten (10) year old linear accelerator that is subject to a major

failure at any time will have a negative impact on the timeliness of cancer care in this region of Maine.”

This project was reviewed under 22 MRSA §336 as a simplified review.

III. HIGHLIGHTS:

Letter of Intent filed:	December 21, 2010
Technical assistance meeting held:	March 2, 2011
CON application filed:	March 21, 2011
CON certified complete:	March 21, 2011
Public Information Meeting Held:	April 6, 2011
Public comment period ended:	May 5, 2011
Preliminary Analysis Released:	May 9, 2011
Public comment period ended:	May 23, 2011

IV. PUBLIC COMMENTS RECEIVED IN RESPONSE TO THE PRELIMINARY ANALYSIS:

Following release of the Preliminary Analysis, no public comments were received.

V. APPLICANT’S RESPONSE TO PRELIMINARY ANALYSIS WITH CONU COMMENTS:

Following release of the Preliminary Analysis no additional comments were received from the applicant.

VI. CONCLUSION:

The Preliminary Analysis by CONU staff dated May 9, 2011 concluded that this application satisfied CONU review criteria. For all the reasons set forth in the Preliminary Analysis and in the record, CONU concludes that the review criteria have been satisfied and recommends the approval of this CON.

VII. RECOMMENDATION:

The CONU recommends this proposal be **Approved:**

<u>Capital Costs</u>	
\$ 3,358,682	Capital costs as Approved
\$ 0	Contingency
<u>\$ 3,358,682</u>	Total Approved Capital Costs
<u>Incremental 3rd Year Costs</u>	
\$ 467,205	Approved Incremental Costs