

**STATE OF VERMONT  
GREEN MOUNTAIN CARE BOARD**

In re: Application of Visiting Nurse ) GMCB-018-14con  
Association of Chittenden and Grand )  
Isle Counties, Replacement and )  
Expansion of Vermont Respite House )  
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**CERTIFICATE OF NEED**

The Green Mountain Care Board issues this certificate of need (CON) pursuant to 18 V.S.A. § 9431 *et seq.* (Health Facility Planning) to the Visiting Nurse Association of Chittenden and Grand Isle Counties (the applicant, or VNA) for the construction of a new 21-bed Vermont Respite House in Colchester (the Project). The Board issues this CON based on the Findings of Fact and Conclusions of Law in the Statement of Decision and Order in this docket, and subject to the requirements and conditions set forth below.

**Project Description and Scope**

The VNA currently operates Vermont Respite House, a 13-bed facility in Williston that provides 24-hour care for individuals needing inpatient hospice services. The VNA is seeking to build a new 21-bed facility in Colchester to meet an increasing need for its services.

The total cost of the Project is \$7,920,054 and will be paid for through a dedicated community fundraising campaign. To support the initial cash flow needed for the Project, the VNA has arranged for a short-term bridge loan of \$3,000,000 and has established contingency plans if the fundraising goal is not met.

The Project is outlined in greater detail in the Statement of Decision and Order in this docket, incorporated herein and issued today by the Board.

**Requirements and Conditions**

The Project as proposed, subject to the following requirements and conditions, meets the statutory criteria set forth in Section 9437 of Title 18:

1. The applicant shall develop and operate the Project in strict compliance with the Project scope as described in the application, in other materials in the record submitted by the applicant, and in strict conformance to the Findings of Fact and Conclusions of Law set forth in the Statement of Decision and Order, and subject to the requirements and conditions herein.
2. The Project shall be fully implemented within three (3) years of the date of this certificate of need, or the certificate of need shall become invalid and deemed revoked.

3. Noncompliance with any provision of this certificate of need or with applicable ordinances, rules, laws and regulations constitutes a violation of this certificate of need and may be cause for enforcement action pursuant to 18 V.S.A. §§ 9445, 9374(i), and any other applicable law.
4. This certificate of need is not transferable or assignable and is issued only for the premises and entities named in the application.
5. If the applicant contemplates or becomes aware of a potential or actual nonmaterial change as defined in 18 V.S.A. § 9432(12), or a material change as defined in 18 V.S.A. § 9432(11), to the scope or cost of the Project described in its application and as designated in this certificate of need, the applicant shall file a notice of such change immediately with the Board. The Board shall review the proposed change and advise the applicant whether the proposed change is subject to review.
6. The applicant shall file implementation reports with the Green Mountain Care Board until the project is fully operational and all invoices have been paid. The first report shall be filed with the Board six months from the date of this CON; subsequent reports shall be filed at six-month intervals thereafter.

The implementation reports shall include but not be limited to the following information and analysis:

- a. Overview of the project, including information and analysis demonstrating that the Project is in conformance with its scope as described in the application. Such reports must identify any changes to the financing sources relating to the Project;
  - b. A separate spreadsheet organized by line item with the following columns: certificate of need approved amount, expenditures for the six-month reporting period and reporting period dates, dollars expended to date, dollars that remain, and percent under/over budget.
  - c. Verification that no material or nonmaterial changes have occurred or are contemplated.
7. After notice and an opportunity to be heard, the Board may in its discretion make such further orders as it finds necessary or appropriate to accomplish the purposes of this certificate of need and to ensure compliance with its terms and conditions.
  8. All reports, notices, forms, information or submissions of any kind required to be submitted to the Board as a condition of this certificate of need shall be signed by the applicant's chief executive officer and verified by the chief executive officer, or by his or her designated representative.
  9. The conditions and requirements contained in this certificate of need shall remain in effect for the duration of the reporting period defined in paragraph 6, above.

