

**STATE OF VERMONT
GREEN MOUNTAIN CARE BOARD**

In re: Application of The University of Vermont)
Medical Center, Inc., MRI and Addition) GMCB-010-21con
Tilley Drive, South Burlington)
_____)

CERTIFICATE OF NEED

In accordance with Title 18, Chapter 221, subchapter 5, other applicable laws, and the Statement of Decision and Order in this matter, the Green Mountain Care Board issues this certificate of need to The University of Vermont Medical Center, Inc. (UVMMC or “the Applicant”), subject to the conditions set forth below and in the Statement of Decision issued.

Project Description and Scope

UVMMC proposed to purchase a new Magnetic Resonance Imaging (MRI) scanner, a Philips Ingenia Elition 3.0T X MRI System, and to construct an addition to house the scanner at 192 Tilley Drive in South Burlington. The cost of the project is \$4,080,192.

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.

Project Conditions

The project as proposed, subject to the following conditions, meets the statutory criteria set forth in 18 V.S.A. § 9437:

1. The Applicant shall develop and operate the project in strict compliance with its scope as described in the application, in other materials in the record submitted by the Applicant and in strict conformance with the Statement of Decision and Order issued today in this docket. This certificate of need is limited to the project and activities described therein.
2. Throughout the project’s implementation period, the Applicant shall comply with all current and future financial caps, targets and other conditions imposed by the Board in its hospital budget instructions, guidance and orders.
3. The Applicant shall not increase its commercial effective rates or overall change in charges to fund any expenses related to the project.
4. The Applicant shall not make any incentive payments or pay bonuses in connection with the project to any UVMMC employee.

5. 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), (j), and any other applicable law.
6. The project shall be fully implemented within 2 years of the date of issuance of this certificate of need.
7. The Applicant shall file implementation reports with the Board beginning six months from the date of this certificate of need and at six-month intervals thereafter until all components and phases of the project are complete and fully operational and all invoices have been paid. The implementation reports shall include the following:
 - a. An overview of the project, including any changes in financing, and information and analysis demonstrating that the project fully complies with its scope as approved in this certificate of need.
 - b. A spreadsheet separately listing each individual line-item expenditure and, for each expenditure: 1) the total dollar amount approved by the Board; 2) the dollar amount spent through previous reporting periods; 3) the dollar amount spent during this reporting period; 4) the cumulative dollar amount spent to date; 5) the amount remaining in dollars; and 6) the amount remaining as a percentage.
8. This certificate of need is not transferable or assignable and is issued only for the premises and entity named in the application.
9. If the Applicant contemplates or becomes aware of a 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 thereafter advise the Applicant whether the proposed change is subject to additional review.
10. The Board may, after the Applicant is provided notice and an opportunity to be heard, make such further orders as are necessary or desirable to accomplish the purposes of this certificate of need and to ensure compliance with its terms and conditions.
11. 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 and verified by the Applicant's chief executive officer, or by his or her designated representative.
12. The conditions contained in this certificate of need shall remain in effect for the duration of the reporting period set forth in Condition 3, above.

SO ORDERED.

Dated: September 15, 2021 at Montpelier, Vermont.

s/ Kevin Mullin, Chair)
)
s/ Jessica Holmes)
)
s/ Robin Lunge)
)
s/ Tom Pelham)
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s/ Maureen Usifer)

GREEN MOUNTAIN
CARE BOARD
OF VERMONT

Filed: September 15, 2021

Attest: Jean Stetter, Administrative Services Director