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**DELIVERED ELECTRONICALLY**

January 26, 2023

Mike Crisp  
Director of Development  
BAART Behavioral Health Services, Inc.  
1720 Lakepoint Drive  
Suite 117  
Lewisville, TX 75057**RE: Docket No. GMCB-001-23con, BAART Behavioral Health Services Inc.,  
Development of an Opioid Treatment Program in Bennington County.**

Dear Mr. Crisp:

Thank you for your letter requesting a jurisdictional determination dated January 6, 2023. Your letter represents that BAART Behavioral Health Services, Inc. (BAART), an entity of parent company BayMark Health Services, Inc. (BayMark), plans to develop and implement an Opioid Treatment Program to be located at 120 Depot St. in Bennington. BAART currently operates Opioid Treatment Programs (OTP) in Berlin, Newport, St. Albans and St. Johnsbury, Vermont. Your letter represents that the parent company, BayMark, is the leading provider of evidence-based opioid use disorder treatment in North America and currently offers addiction treatment in a variety of modalities including opioid treatment programs, outpatient buprenorphine treatment, and outpatient and inpatient withdrawal management and residential addiction treatment in 440-plus locations across 37 states and parts of Canada.

Your letter represents that the Opioid Treatment Program (OTP) in Bennington will have a hub to support patients in need of a more structured treatment setting by providing methadone and buprenorphine, coupled with counseling services, case management, crisis intervention, referrals, assessment, and care coordination. The goal of providing this support in the community is to reduce the negative impact of opioid use disorder, including overdose deaths. It is further stated that the presence of this program in the community will assist in the reduction of local Emergency Department visits for individuals presenting with opioid disorder assistance and needs. It is BAART's intent to partner with Southwestern Vermont Medical Center to facilitate referrals and provide a continuum of care to patients in the area.



Based on the representations contained in the document you submitted, the project is subject to certificate of need (CON) review under 18 V.S.A. § 9434(a)(5).<sup>1</sup>

The application must include a detailed description of the proposed project, the need for the project, the cost of the individual project components and the total project cost, and any financing arrangements. The application must also include an explanation of existing and new or expanded services, as well as a description of any renovation or fit-up components and health information technology components of the project.

Note that the Board is currently working to update the Health Resource Allocation Plan (HRAP), referenced in 18 V.S.A. § 9437(1)(C). Because the update is not yet completed, the application should address the following applicable standards from the current HRAP: 1.2, 1.3, 1.4, 1.6, 1.7, 1.8, 1.9-1.12 (if applicable), 4.4, and 4.6. Additionally, the application should address the statutory criteria set forth in 18 V.S.A. § 9437(1)-(5) and (7)-(9).

The application must also address the Institute for Healthcare Improvement's Triple Aims: 1) improving the individual experience of care, 2) improving the health of populations, and 3) reducing the per capita costs of care for populations.

The Board requires submission of sufficient financial information to evaluate the project. Attached financial spreadsheets 1-2 and 3-7 A, B, and C and underlying assumptions must be completed and included in the application submitted. Also provide spreadsheets for operating years 1, 2 and 3 showing:

- Cash Flows
- Annual Operating Expenses
- Most recent audited financial statement of parent entity.

Once complete, please send your application (which includes the narrative portion, all financial spreadsheets, exhibits and Verification Under Oath as one PDF document and also attach a second document in Excel with all of the financial spreadsheets) attached to an email to [donna.jerry@vermont.gov](mailto:donna.jerry@vermont.gov) and provide a three-hole punched hard copy with a Verification Under Oath to the Green Mountain Care Board, 144 State Street, Montpelier, Vermont 05602, Attention: Donna Jerry.

If you have further questions, please do not hesitate to contact me at 802-760-8162.

Sincerely,

*s/ Donna Jerry*

Donna Jerry  
Senior Health Policy Analyst

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<sup>1</sup> [On March 30, 2022, the Green Mountain Care Board voted to increase each of the monetary jurisdictional thresholds in 18 V.S.A. § 9434\(a\)-\(c\).](#)



cc. Laura Beliveau, Staff Attorney

