

**STATE OF VERMONT
GREEN MOUNTAIN CARE BOARD**

In re: BAART Behavioral Health Services, Inc.)
Development of an Opioid Treatment)
Program in Bennington County)
_____)

GMCB-001-23con

Exemption Granted

On January 6, 2023, a representative of BayMark Health Services, Inc. (BayMark) submitted a request for a jurisdictional determination on behalf of BAART Behavioral Health Services, Inc. (BAART) for BAART to build and implement an Opioid Treatment Program (OTP) to serve as a treatment Hub in Bennington. Jurisdiction was asserted in a determination dated January 26, 2023. On July 3, 2023, another BayMark representative submitted a new jurisdictional determination for the project; jurisdiction was asserted in a determination dated July 7, 2023. No Certificate of Need (CON) application was filed for the project.

On February 7, 2024, on behalf of the Department of Vermont Health Access, the Agency of Human Services (AHS) submitted a request for the Green Mountain Care Board (Board) to grant an exemption to the Certificate of Need (CON) process for BAART’s proposed OTP Hub in Bennington pursuant to 18 V.S.A. § 9435(e). Under this provision, the Board may grant such an exemption if it determines that the purposes of Title 18, Chapter 221 will not be materially or adversely affected by the exemption.

For the reasons set forth in AHS’s exemption request, we agree that the goals outlined in Title 18, Chapter 221 will not be materially or adversely affected by exempting the proposed project from CON process and requirements, and we therefore grant the proposed BAART OTP Hub in Bennington an exemption pursuant to 18 V.S.A. § 9435(e)

Dated: February 20, 2024, at Montpelier, Vermont.

_____)
s/ Owen Foster, Chair)
_____)
s/ Jessica Holmes)
_____)
s/ Robin Lunge)
_____)
s/ David Murman)
_____)
s/ Thom Walsh)

GREEN MOUNTAIN
CARE BOARD OF
VERMONT

Filed: February 20, 2024

Attest: s/ Jean Stetter, Administrative Services Director
Green Mountain Care Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Board (by email, telephone, or in writing) of any apparent errors, so that any necessary corrections may be made. (email address: tara.bredice@vermont.gov).