Bureau of Substance Addiction Services (BSAS)
Notice of Intent to Apply for a Substance Use Disorder Treatment Program License Checklist

Prior to submission of the NOI to the Department, you are encouraged to contact your [regional licensing inspector](https://www.mass.gov/info-details/information-for-licensed-substance-use-disorder-treatment-programs) in addition to reviewing and initialing the checklist below to ensure that a completed application with all required documentation is being submitted.

|  |  |  |
| --- | --- | --- |
|  | Agency Initials | **Department Use Only** |
| Confirmation of meeting with regional licensing inspector and/or assistant director of licensing | Click or tap here to enter text. |[ ]
| Confirmation of regulatory review, including regulatory requirement for proposed service setting(s) | Click or tap here to enter text. |[ ]
| Proposed Programs & Services section complete | Click or tap here to enter text. |[ ]
| Responsible Officials section complete | Click or tap here to enter text. |[ ]
| Resumes & CORIs for **all** responsible officials included | Click or tap here to enter text. |[ ]
| Organization chart(s) included | Click or tap here to enter text. |[ ]
| Articles of Incorporation and bylaws included | Click or tap here to enter text. |[ ]
| All Proposed Services questions answered | Click or tap here to enter text. |[ ]
| All Demonstration of Need questions answered | Click or tap here to enter text. |[ ]
| All History of Providing Services questions answered | Click or tap here to enter text. |[ ]
| All Disciplinary History questions answered | Click or tap here to enter text. |[ ]
| All required Financial Viability documents included | Click or tap here to enter text. |[ ]
| Affirmations initialed  | Click or tap here to enter text. |[ ]
| Application notarized  | Click or tap here to enter text. |[ ]

Bureau of Substance Addiction Services (BSAS)
Notice of Intent to Apply for a Substance Use Disorder Treatment Program License

As required by 105 CMR 164.000 Licensure for Substance Addiction Treatment Programs, BSAS is required to assess the suitability of entities or organizations seeking a license or certificate of approval for the provision of substance use treatment services as well as for the need for the service(s). The following form has been created to assist you in providing the information and documents necessary to determine the suitability and need for 105 CMR 164.009(A)(1-10) and 164.011(A) Submission of these documents fulfills the requirement of submitting a notice of intent.

**IMPORTANT**: Please complete the following form. Please scan and submit the completed form and all
required documents to Sarah Tantillo, QAAL Program Coordinator at Sarah.Tantillo@mass.gov.
Note: The form is electronic and fillable. Hand-written submissions will not be accepted.

|  |  |
| --- | --- |
| Organization Name: Click or tap here to enter text. | Organization Type: Click or tap here to enter text. |
| Incorporated in (State & Date): Click or tap here to enter text. | EIN/TIN:Click or tap here to enter text. |
| Organization Address (including City, State & Zip Code): Click or tap here to enter text. |
| Organization Website: Click or tap here to enter text. |
|  |
| Check if merging with/transfer of ownership of a currently licensed BSAS Program: [ ]  Yes [ ]  No  |
| BSAS License #(s): Click or tap here to enter text. |
| Name of currently licensed organization/program(s):Click or tap here to enter text. |

|  |
| --- |
| **Part 1 – Proposed Program and Services Information** |
| Proposed Program Name: Click or tap here to enter text. |
| Proposed City/Town where services will be offered: Click or tap here to enter text. |
| Do you have control over the site where services will be provided: [ ]  Yes [ ]  No |
| Program website (if different from agency): Click or tap here to enter text. |

|  |
| --- |
| **Immediate Services to be Provided by the Program Within the First 6 Months** |
| Proposed Population(s): [ ]  Adults [ ]  Transitional Aged Youth [ ]  Adolescents |
| Total Number of Beds: Click or tap here to enter text. |  |
| **24-Hour Diversionary Services (164.100)** | **Residential Rehabilitation (164.400)** |
| [ ]  Medically Managed Withdrawal Treatment | [ ]  Residential Rehabilitation |
| [ ]  Clinical Stabilization Services | [ ]  Residential Rehabilitation for Adults with their Families |
|  | [ ]  Co-Occurring Enhanced |
| **Opioid Treatment Programs (164.300)** | [ ]  Residential Programs for Operating Under the Influence Second Offer |
| [ ]  Opioid Treatment Program (Community-Based) |  |
| **Outpatient Services (164.200)** |  |
| [ ]  Counseling | [ ]  Day Treatment |
| [ ]  Driver Alcohol Education (DAE) | [ ]  Outpatient Withdrawal Services |
| [ ]  Operating Under the Influence Offender Aftercare (SOA) | [ ]  Acupuncture Withdrawal Management Services |
| [ ]  Office Based Opioid Treatment (OBOT) |  |

|  |
| --- |
| **Part 2- Responsible Officials** Reference 105 CMR 164.030 regarding board members.  |
|  |  |
| Primary Contact for the NOI |
| Name: Click or tap here to enter text. | Email: Click or tap here to enter text. |
|  |  |
| Owner(s)- If more than one owner attach a sheet with additional information |
| Name: Click or tap here to enter text. | Email Address: Click or tap here to enter text. |
|  **Ownership %:** Click or tap here to enter text. |   |
|  |  |
| Executive Director |  |
| Name: Click or tap here to enter text. | Email Address: Click or tap here to enter text. |
|  |  |
| Senior Officers of Governing Body- Please name all senior officers on a separate sheet if multiple |
| Name: Click or tap here to enter text. | Email: Click or tap here to enter text. |
|  |  |
| Medical Director- *Required for 24-Hour Diversionary, Outpatient Withdrawal Management, and OTP Services* |
| Name: Click or tap here to enter text. | Email: Click or tap here to enter text. |

**Part 3- Legal Capacity to Operate**

Please submit the following information:

1. A list of owners and executive board members, their resumes, and signed consent forms for Criminal Offender Record Check (CORI) review,
2. An organization chart that includes any parent/grandparent organizations associated with this agency and describes the relationships and types of business as well as an organization chart that depicts specific roles within the proposed program. Please attach any corporate structure documents, and
3. A copy of your Articles of Incorporation and Corporate Bylaws

**Part 4- Narrative Questions**

1. **Proposed Services**
	1. Describe the proposed service(s) to be offered, the estimated size of the program and the applicable special populations to be served within the first 6 months of operation.

	Click or tap here to enter text.
	2. Describe how medication for addiction treatment will be incorporated into the proposed service(s) including all forms of federally approved medications for opioid use disorder per 105 CMR 164.074. Will the proposed service(s) offer medications for addiction treatment directly or through a service agreement with a licensed provider?

	Click or tap here to enter text.

* 1. Describe the agency’s plan to recruit and retain the regulatorily required positions that are representative of the population and community served.

 Click or tap here to enter text.

1. **Demonstration of Need of Proposed Services**
	1. Describe why the proposed service(s) and geographical area were determined.

	Click or tap here to enter text.
	2. Describe how the proposed service(s) will fulfill an unmet need in the identified geographic area.

	Click or tap here to enter text.
	3. Describe how the proposed program will collaborate and coordinate care with existing SUD and health care providers within the identified geographic area.

	Click or tap here to enter text.

* 1. Describe how health disparities will be addressed through access to services for underserved populations and persons with co-occurring mental health conditions and substance use disorder.

 Click or tap here to enter text.

1. **History of Providing Services**
	1. Describe the organization’s (including the individuals named in the application) experience directly or indirectly providing or operating any substance use disorder treatment and/or health care services.

	Click or tap here to enter text.
	2. Describe the organization’s (including the individuals named in the application) experience directly or indirectly providing the proposed service(s).

	Click or tap here to enter text.
	3. Identify any other states where the organization (including the individuals named in the application) currently operates a licensed or accredited substance use disorder treatment program and provide a copy of licensure or other supporting documents.

 Click or tap here to enter text.

1. **Disciplinary History related to the organization
(including the individuals named in the application)**
	1. Describe any past instances of acting without appropriate licensure, any history of failure to provide appropriate services, and any history of patient/resident abuse, mistreatment, or neglect in any health care program that did or did not result in disciplinary action.

	Click or tap here to enter text.
	2. Describe any state or federal agency action taken resulting in the restriction of a program’s ability to operate.

	Click or tap here to enter text.
	3. Describe any active and/or closed investigations conducted by state or federal agencies, and/or any other authorities (such as local police) within the last 24 months.

	Click or tap here to enter text.
	4. Describe any ongoing or closed civil and/or criminal investigations related to the delivery of services. If closed, describe the disposition of the closure, including whether the investigation resulted in settlement/judgment/conviction against the entity or any owner or individual named on this application.

Click or tap here to enter text.

**Part 5- Financial Viability**Demonstrate the ability for the service to be financially viable
for at least the term of the initial license (6 months)

Please submit the following:

1. A business plan for the new service and proposed operating budget,
2. Level of funding to cover the cost with sufficient detail including bank statements and/or proof of capital or loan,
3. Projections of revenues, costs, and expenses and fiscal management plan,
4. Line items of the profits & losses,
5. A list of any proposed third-party payers or insurers (including public insurers) in which you plan to engage in a relationship for referral or revenue.

**Affirmations**

**I/We affirm that we have read and understand the following (please initial):**

Click or tap here to enter text. I understand and affirm that the information included in this Notice of Intent to Apply and submitted to the Department related to this Notice of Intent to Apply is true.

Click or tap here to enter text. I understand and agree to abide by the laws of the Commonwealth of Massachusetts that apply to operating a business in Massachusetts, including 105 CMR 164.000. I also understand and agree to abide by all other applicable, related state and federal laws, including the Americans with Disabilities Act, 42 CFR Parts 2 & 8, and 45 CFR Parts 160 &164.

Click or tap here to enter text. I understand and agree to comply with 105 CMR 164.009(B)(1) and the CARE Act of 2018 and provide access to program services to all individuals, including those with public insurance on a nondiscriminatory basis.

 I understand and affirm that the organization is eligible to contract with public insurance. *If the agency is unable to affirm, please provide a detailed explanation.*

Click or tap here to enter text. I understand that it is the expectation of the Department referenced in 105 CMR 164.009(B)(2) that the program offers access to all forms of FDA-approved medications for addiction treatment on a nondiscriminatory basis.

Click or tap here to enter text. I understand and agree to the terms referenced in 105 CMR 164.019, which note that the Department does not guarantee licensure or approval, even if an application is accepted. If the proposed program(s) are not able to demonstrate compliance, a license will not be issued. The costs associated with licensure or approval are the sole responsibility of the entity seeking licensure or approval and payment of such costs does not guarantee licensure or approval.

Click or tap here to enter text. I understand and agree to implement Trauma Informed Care in the proposed substance use treatment program. For additional information please see the [Trauma Informed Care Practice Guidance](https://www.mass.gov/doc/trauma-informed-care-practice-guidance-2023/download).

Click or tap here to enter text. I understand and agree to incorporate the national standards for Culturally and Linguistically Appropriate Services (CLAS). For additional information please see DPH’s [Culturally and Linguistically Appropriate Services (CLAS) Initiative webpage](https://www.mass.gov/culturally-and-linguistically-appropriate-services-clas-initiative).

**Note: Once the Notice of Intent to Apply Form and required documents have been submitted and reviewed, the primary contact, as listed on this form, will be sent notification of the status of approval. If approved, instructions on how to access the e-licensing application, which sits on the Virtual Gateway, will be sent along with the contact information of the Licensing Inspector of the region where the program will be sited.**

**Signatures**

**SIGNED UNDER THE PENALTIES OF PERJURY,** this \_\_\_\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_.

Applicant or Authorized Agent’s Signature\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Applicant or Authorized Agent’s Printed Name and Title \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Subscribed and sworn to before me this\_\_\_\_\_\_\_\_day of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ,20\_\_\_\_\_\_\_\_\_.

Notary Public:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Seal

My commission expires on\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_\_\_\_\_\_\_\_