



The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Department of Public Health  
250 Washington Street, Boston, MA 02108-4619

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Lieutenant Governor

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April 5, 2018

VIA EMAIL - [Denise.Soucy@claconnect.com](mailto:Denise.Soucy@claconnect.com)

Denise Soucy, NHA, MBA, Director  
Health Care, CliftonLarsonAllen LLP  
300 Crown Colony Drive  
Suite 310  
Quincy, MA 02169

RE: Notice of Final Action DoN # 17112810 - LE  
Marquis Health Services, LLC on behalf of NEB Operator LLC

Dear Ms. Soucy:

At their meeting of April 4, 2018, the Commissioner and the Public Health Council, acting together as the Department, voted pursuant to M.G.L. c.111, section 25C and the regulations promulgated thereunder, to approve with conditions the Determination of Need application for Marquis Health Services in connection with a substantial capital expenditure for renovation of 51,580 gross square feet (GSF) of its licensed skilled nursing facility at 70 Fulton Street, Boston, MA 02109.

This Notice of Final Action incorporates by reference the Staff Report and the Public Health Council proceedings concerning this application.

This Application was reviewed pursuant to M.G.L. c. 111, section 25C and the regulatory provisions of 105 CMR 100.000 et seq. Based upon a review of the materials submitted, the Department finds that the Applicant has met each DoN factor and approves this Determination of Need application subject to all standard conditions (105 CMR 100.310) and subject to the other conditions which, pursuant to 105 CMR 100.360, shall become conditions of the DoN:

**Other Conditions**

1. In its first report mandated by 105 CMR 100.310(L), the Holder will provide the following:

- a. A description of the current payer mix of the North End Rehabilitation and Healthcare Center, reported by each of the health insurance coverage categories reported on by CHIA.<sup>1</sup>
  - i. Private Commercial – Overall
  - ii. Private Commercial – MA Health Connector QHPs (Subsidized and Unsubsidized)
  - iii. MassHealth – Overall
  - iv. MassHealth – Temporary
  - v. MassHealth – Managed Care Organizations (MCO)
  - vi. Senior Care Options, One Care, PACE
  - vii. Medicare Fee-for-Service (Parts A and B)
  - viii. Medicare Advantage
2. For the duration of the reporting period mandated by 105 CMR 100.310 (L), the Holder will provide annual updates on the payer mix of the North End Rehabilitation and Healthcare Center as outlined in 1.a.

Ongoing compliance with the conditions and all terms of the DoN is, pursuant to the Regulation, a precondition to the filing of any future DoN by the Holder.

Sincerely,

~S~

Nora J. Mann, Esq.  
Director  
Determination of Need Program

cc: Alice Bonner, Secretary, Executive Office of Elder Affairs  
Sherman Lohnes, Director, Division of Health Care Facility Licensure and Certification  
Daniel Gent, Division of Health Care Facility Licensure and Certification  
Rebecca Rodman, Deputy General Counsel  
Samuel Louis, Office of Health Equity  
Patty McCusker, Center for Health Information and Analysis  
Tom Lane, MassHealth  
Pavel Terpelets, MassHealth  
Katherine Mills, Health Policy Commission  
Ben Wood, Office of Community Health Planning

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<sup>1</sup> *Enrollment Trends Technical Appendix* (Rep.). (2018, February). Retrieved February, 2018, from CHIA website: <http://www.chiamass.gov/assets/Uploads/enrollment/2018-feb/Enrollment-Trends-Technical-Appendix-.pdf>