Slide 1

**OPEN LONG-TERM CARE FACILITIES TEMPORARILY TAKING BEDS OUT OF SERVICE**  
In service beds are taken out of service for a finite period of time to undertake a specific project. After completion of the project, beds are returned to service.

Image of DPH Logo

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| **Reason for temporary removal** | **Facility required to notify DPH?** | **Action taken by DPH** |
| Construction authorized by DPH  105 CMR 153.028 (D) | Yes  105 CMR 153.028 (D) | Report revised operating bed capacity to MassHealth & CHIA  105 CMR 153.028 (D) |
| Implementation of POC for cited significant physical plant deficiencies  105 CMR 153.028 (D) | Yes  105 CMR 153.028 (D) | Report revised operating bed capacity to MassHealth & CHIA  105 CMR 153.028 (D) |
| All other cases in which in service beds are temporarily taken out of service  105 CMR 153.028 (E) | No | No action necessary |

Slide 2

**OPEN LONG-TERM CARE FACILITIES PERMANENTLY TAKING BEDS OUT OF SERVICE**In service beds are taken out of service for an indefinite period of time with no plan to put the beds back into service.

Image of DPH Logo

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| **Reason for permanent removal** | **Facility required to notify DPH?** | **Action taken by DPH** |
| Permanent reduction for any reason  105 CMR 153.028 (C) | Yes  105 CMR 153.028 (C) | * Issue new facility license with revised operating bed capacity * Report revised operating bed capacity to MassHealth & CHIA |
| Discontinuing operation of an entire unit (for any period of time)\*  105 CMR 153.028 (F) | Yes, prior to closure of the unit  105 CMR 153.028 (F) & (C) | * Issue new facility license with revised operating bed capacity * Report revised operating bed capacity to MassHealth & CHIA |

\*Potential exception: Per 105 CMR 153.028(F), closing an entire unit for any period of time must be treated as a permanent reduction in the number of beds on the facility license. However, if there are exceptional circumstances necessitating closure of the unit for a finite period of time during which the beds in the unit will need to be out of service, and there is the intent to reopen the unit and return the beds to service when those circumstances no longer exist, then prior to closing the unit the facility licensee may request permission from the Department to treat those beds as beds temporarily out of service rather than as beds permanently out of service.