



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

CHARLES D. BAKER
Governor

KARYN E. POLITO
Lieutenant Governor

MARYLOU SUDDERS
Secretary

MARGRET R. COOKE
Acting Commissioner

Tel: 617-624-6000
www.mass.gov/dph

November 29, 2021

Kerry Whelan
Vice President of Government Affairs
Shields Health Care Group
700 Congress Street, Suite 204
Quincy, MA 02169

VIA EMAIL: kerry@shields.com

RE: Notice of Final Action: Shields PET-CT at Heywood Healthcare, LLC - Substantial
Change in Service
Application #21021213-HS

Dear Ms. Whelan:

This shall serve as notification that, based on the information provided by the Applicant and staff analysis, and pursuant to M.G.L. c. 111, § 25C and the regulatory provisions of 105 CMR 100.000 et seq, including 105 CMR 100.715 (DoN-required Services and DoN-required Equipment), and 105 CMR 100.630(6), I hereby approve the application for Determination of Need (DoN) filed by Shields PET-CT at Heywood Healthcare, LLC (Applicant) to establish a licensed clinic to provide magnetic resonance imaging (MRI) services at Heywood Hospital six days a week and mobile positron emission tomography-computed tomography (PET-CT) imaging services at Athol Hospital one day a week. The capital expenditure for the Proposed Project is \$2,570,562.00 (May 2021 dollars). The Community Health Initiative (CHI) contribution is \$128,528.10. This Notice of Final Action incorporates by reference the Memorandum concerning this Application and is subject to the conditions set forth therein.

In compliance with the provisions of 105 CMR 100.310 A (2) and (11) the Holder shall submit an acknowledgment of receipt to the Department (attached) and also include a written attestation of participation or intent to participate in MassHealth.

In compliance with the provisions of 105 CMR 100.310 A (12), which require a report to the Department, at a minimum on an annual basis, including the measures related to achievement of the DoN factors for a period of five years from completion of the Proposed Project, the Holder shall address its assertions with respect to all the factors.

Other Conditions to the DoN:

1. Of the total required CHI contribution of \$128,528.10
 - a. \$12,338.70 will be directed to the CHI Statewide Initiative
 - b. \$111,048.28 will be dedicated to local approaches to the DoN Health Priorities
 - c. \$5,141.12 will be designated as the administrative fee.
2. To comply with the Holder's obligation to contribute to the Statewide CHI Initiative, the Holder must submit a check for \$12,338.70 to Health Resources in Action (the fiscal agent for the CHI Statewide Initiative).
 - i. The Holder must submit the funds to HRiA within 30 days from the date of the Notice of Approval.
 - ii. The Holder must promptly notify DPH (CHI contact staff) when the payment has been made.

To comply with the obligation to contribute to the CHI Statewide Initiative, please submit a check for \$12,338.70 to Health Resources in Action (the fiscal agent for the CHI Statewide Initiative) **within 30 days** from the date of this Notice of Approval. Please notify DPH (CHI contact staff) when the payment has been made. Payment should be sent to:

Health Resources in Action, Inc., (HRiA)
2 Boylston Street, 4th Floor
Boston, MA 02116
Attn: Ms. Bora Toro

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,



Margret R. Cooke

Acting Commissioner

cc:

Elizabeth D. Kelley, Bureau of Health Care Safety and Quality
Stephen Davis, Bureau of Health Care Safety and Quality
Rebecca Rodman, General Counsel's Office
Daniel Gent, Division of Health Care Facility Licensure and Certification
Samuel Louis, Office of Health Equity
Mary Byrnes, Center for Health Information Analysis
Zhao Zhang, MassHealth
Katherine Mills, Health Policy Commission
Eric Gold, Office of the Attorney General
Elizabeth Maffei, Division of Community Health Planning and Engagement

Jennica Allen, Division of Community Health Planning and Engagement