



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
Bureau of Health Care Safety and Quality
Division of Health Care Facility Licensure and Certification
67 Forest Street, Marlborough, MA 01752

CHARLES D. BAKER
Governor

KARYN E. POLITO
Lieutenant Governor

MARYLOU SUDDERS
Secretary

MARGRET R. COOKE
Commissioner

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

August 2, 2022

Linda Martin
CareOne
173 Bridge Plaza N
Fort Lee, NJ 07024
LMartin@care-one.com

By Email Only

Re: CareOne at Newton Request for Temporary Waiver – 105 CMR 150.120

Dear Linda:

Thank you for meeting with Lauren Peters and representatives of the Department on July 7, 2022. Subsequent to that meeting on July 15, 2022 the Department received CareOne at Newton's ("Facility") request to waive 105 CMR 150.120. The Department has completed its review of the request and is denying the waiver. As previously outlined, if the facility wants to add additional beds to its license, it may do so by applying for a Determination of Need ("DoN"). The Department is willing to consider a DoN application to be filed, in part, to satisfy the long-term care de-densification requirements, which will permit you to file the application as a Conservation Project. This will allow for a full vetting of the facility's request in accordance with state requirements, while offering the facility an opportunity to increase its bed capacity with only a 1% Community Health Initiative (CHI) assessment

Additionally, the Department is willing to allow the Facility to empty the unlicensed beds through attrition achieved along with a limitation on admissions to the unlicensed beds until they are empty.

The Department expects the Facility to immediately, upon receipt of this communication, impose a limitation on admissions to the unlicensed beds and through attrition, as each resident no longer requires nursing home level of care and can be safely discharged home or to another setting, empty all unlicensed beds.

Please notify the department in writing when all the unlicensed beds at CareOne at Newton have been emptied and are no longer in use.

If you have any questions, please reach out to me at stephen.davis@mass.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen Davis". The signature is fluid and cursive, with the first name "Stephen" written in a larger, more prominent script than the last name "Davis".

Stephen Davis
Director

Cc:

Elizabeth Kelley, DPH

Alison Mehlman, DPH

Kate Fillo, DPH

Eliezer Kahn, Administrator

Ricardo Solano, Exec. VP & Chief Legal Officer