

# MARYLAND HEALTH CARE COMMISSION

## Certificate of Need

**TO:** Stacy Fruhling,  
Chief Operating Officer,  
Hygea Detox at Camp Meade, LLC.  
400 Redland Court Suite 102  
Owings Mills, Maryland 21117

September 21, 2023  
Date

**RE:** Hygea Detox at Camp Meade, LLC  
Intermediate Care Facility

23-02-2468  
Docket No.

### PROJECT DESCRIPTION

This Certificate of Need authorizes Hygea Detox at Camp Meade, LLC. (Hygea) to establish a 16 bed Track One Intermediate Care Facility for adults providing Level 3.7 Medically Monitored Intensive Inpatient and Level 3.7WM, Medically Monitored Intensive Inpatient Withdrawal Management (Detoxification) services.

The 16 3.7/3.7WM beds will be located at 817 S. Camp Meade Road, Linthicum Heights, in Anne Arundel County at the site of a previous ICF which closed early in 2023. The total project cost is \$136,781, with \$127,038 being paid by the applicant and \$9,742 being paid by the landlord.

### ORDER

1. Hygea Detox at Camp Meade LLC shall document the provision of a minimum of 15% of patient days to indigent and gray area patients, as defined at COMAR 10.24.14.08B(9) and (11), by submitting annual reports auditing its total days and the provision of days to indigent and gray area patients as a percentage of total days. Such audit reports shall be submitted to the Commission each July first following the issuance of first use approval and continuing for five years thereafter;
2. Hygea Detox at Camp Meade LLC must receive preliminary accreditation for the Level 3.7 services it will provide, including withdrawal management and post-withdrawal treatment programming, by The Joint Commission (TJC) or another accrediting body approved by the Maryland Department of Health prior to First Use approval by the Commission, and must timely receive final accreditation by TJC or another approved accrediting body. [COMAR 10.24.14.05H];

3. Hygea Detox at Camp Meade LLC shall notify the Commission and the Behavioral Health Administration, in writing, within fifteen days after it receives notice that its accreditation has been revoked or suspended or should it lose its State license. If its accreditation has been revoked or suspended for reasons related to health or safety or it loses its State license, Hygea Detox at Camp Meade. LLC shall cease operation until the Behavioral Health Administration notifies the Commission that the deficiencies have been corrected. [COMAR 10.24.14.05H]; and
4. Hygea Detox at Camp Meade LLC shall document referral agreements, prior to First Use approval by the Commission, in the form of letters of agreement or acknowledgement from acute care hospitals, halfway houses, therapeutic communities, alcohol and drug abuse centers, community mental health centers, and mental health and alcohol and drug abuse authorities including local agencies that provide prevention, education, driving-while-intoxicated programs, and family counseling. [COMAR 10.24.14.05L]

## **PERFORMANCE REQUIREMENTS**

In accordance with COMAR 10.24.01.12C(3)(c), this project is subject to the following performance requirement:

Documentation that the approved project has been implemented, licensed, met all legal requirements, and is providing the approved services no later than 18 months after the effective date of CON approval (i.e., by December 15, 2024).

1. Obligation of not less than 51 percent of the approved capital expenditure, as documented by a binding construction contract, within 18 months of the date of this Certificate of Need;
2. Initiation of construction no later than four months after the effective date of the binding construction contract; and
3. Documentation that the approved project has been completed, has been licensed, and has met all legal requirements and is providing the approved services no later than 18 months after the effective date of the binding construction contract.

## **PROPOSED CHANGES TO APPROVED PROJECT**

Before making any project changes in the Certificate of Need application approved by the Commission, Hygea must notify the Commission in writing and receive Commission approval of each proposed change, including the obligation of any funds above those approved by the Commission in this Certificate of Need, in accordance with COMAR 10.24.01.17.

## **DESIGN APPROVAL AND FACILITIES LICENSURE BY MDH**

This Certificate of Need does not constitute a license or replace any approvals required by the Behavioral Health Administration, or others within the Maryland Department of Health (MDH) to construct and operate new space added to an existing facility, or to renovate space within an existing facility, Hygea must provide MDH with all information it requires for plan approval, facility licensure, and putting into operation new space added to an existing facility, or renovated space within an existing facility, including information pertaining to project design and specifications.

## **QUARTERLY STATUS REPORTS**

Hygea must submit quarterly status reports to the Commission, beginning December 21, 2023, three months from the date of this Certificate of Need, and continuing, at three-month intervals, until the completion of the project.

## **REQUEST FOR FIRST USE REVIEW**

Hygea must request a first use approval from the Commission and the Behavioral Health Administration or others in the Maryland Department of Health (MDH) specifying the anticipated date of first use. Such a request must be in writing and made before the first use of its newly renovated space for the Track Two Intermediate Care Facility. The Commission will review the request in consultation with the Behavioral Health Administration, as provided in COMAR 10.24.01.18, and the Behavioral Health Administration, as appropriate, to determine whether the project conforms to this Certificate of Need. First use approval does not constitute a license or replace any approvals required by OHCQ, BHA, or others within MDH to use renovated space within an existing facility. Therefore, Hygea should assure that BHA is notified of the imminent completion of the project and should arrange for completion of any inspections and or approvals required by BHA in a timely manner. First use approval remains in effect for 90 days. If first use of the project does not occur within 90 days of approval, Hygea shall reapply for first use approval.

## **ACKNOWLEDGEMENT OF RECEIPT OF CERTIFICATE OF NEED**

Acknowledgement of your receipt of this Certificate of Need, stating acceptance of its terms and conditions, is required within thirty (30) days.

### **MARYLAND HEALTH CARE COMMISSION**



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Ben Steffen  
Executive Director

Stacy Fruhling  
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cc: Tonii Gedin, Acting Health Officer, Anne Arundel County  
Lisa A. Burgess, MD., Acting Deputy Secretary, Behavioral Health Administration  
Ruby Potter, MHCC  
Wynee Hawk, Director Health Facilities Planning and Development  
Caitlin Tepe, AAG  
Alexa Bertinelli, AAG