

51048.5 Right to Full Evidentiary Hearing

(a)

A skilled nursing facility or intermediate care facility provider which disagrees with the Department's reconsidered determination that the skilled nursing facility or intermediate care facility does not qualify as a provider of services in the Medi-Cal program may, by complying with Section 51048.6 request a full evidentiary hearing or the provider may by-pass the informal reconsideration process and appeal the Department's decision directly to the evidentiary hearing process.

(b)

The hearing shall provide an opportunity for the provider to: (1) Appear before an impartial hearing officer to offer evidence to rebut the Department's determination concerning the provider's ability to render services in the Medi-Cal program. (2) Be represented by counsel or another representative. (3) Be heard in person. (4) Call witnesses. (5) Present oral and documentary evidence. (6) Cross-examine witnesses.

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Be represented by counsel or another representative.

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Be heard in person.

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Call witnesses.

(5)

Present oral and documentary evidence.

(6)

Cross-examine witnesses.