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California Code Of Regulations
|->
Title 22@ Social Security
|->
Division 3@ Health Care Services
|->
Subdivision 1@ California Medical Assistance Program
|->
Chapter 3@ Health Care Services
|->
Article 1.6@ Skilled Nursing Facility and Intermediate Care Facility Certification Appeals Procedure
|->
Section 51048.5@ Right to Full Evidentiary Hearing
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# 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.

### **(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.