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Title 22@ Social Security

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Division 5@ Licensing and Certification of Health Facilities, Home Health Agencies, Clinics, and Referral Agencies

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Chapter 8@ Intermediate Care Facilities for the Developmentally Disabled

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Article 2@ License

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Section 76233@ Revocation or Involuntary Suspension of License

76233 Revocation or Involuntary Suspension of License

(a)

Pursuant to proceedings conducted under the provisions of Chapter 5, commencing with Section 1150, of Part 1 of Division 3 of Title 2 of the Government Code, the Department may suspend or revoke the license of any facility upon any of the following grounds: (1) Violation by the licensee of any of the provisions of Chapter 2, commencing with Section 1250, of Division 2 of the Health and Safety Code or of any of the regulations promulgated by the Department contained in this chapter. (2) Failure of a licensee or any of the general partners, directors, officers or persons having a beneficial ownership interest of 10 percent or more in the licensed facility, to comply with the reporting requirements or to obtain approvals required in Health and Safety Code Section 1267.5(a) and (b) and Section 73205(a)(8) of Division 5 of Title 22 of the California Administrative Code, except that this subsection shall not apply to the directors of a nonprofit corporation as described in Section 1267.5(h) of the Health and Safety Code, or to a bank or other institution exempted under Section 1267.5(f) of the Health and Safety Code. (3) Aiding, abetting or permitting the violation of any provisions of Chapter 2 (commencing with Section 1250) of Division 2 of the Health and Safety Code or of any of the regulations promulgated by the Department contained in this chapter. (4) Conduct inimical to the public health, morals, welfare or safety of the people of the State of California in the

maintenance and operation of the premises for which a license is issued.

(1)

Violation by the licensee of any of the provisions of Chapter 2, commencing with Section 1250, of Division 2 of the Health and Safety Code or of any of the regulations promulgated by the Department contained in this chapter.

(2)

Failure of a licensee or any of the general partners, directors, officers or persons having a beneficial ownership interest of 10 percent or more in the licensed facility, to comply with the reporting requirements or to obtain approvals required in Health and Safety Code Section 1267.5(a) and (b) and Section 73205(a)(8) of Division 5 of Title 22 of the California Administrative Code, except that this subsection shall not apply to the directors of a nonprofit corporation as described in Section 1267.5(h) of the Health and Safety Code, or to a bank or other institution exempted under Section 1267.5(f) of the Health and Safety Code.

(3)

Aiding, abetting or permitting the violation of any provisions of Chapter 2 (commencing with Section 1250) of Division 2 of the Health and Safety Code or of any of the regulations promulgated by the Department contained in this chapter.

(4)

Conduct inimical to the public health, morals, welfare or safety of the people of the State of California in the maintenance and operation of the premises for which a license is issued.