

86559 Unlicensed Facility Administrative Appeal

(a)

An unlicensed crisis nursery operator or designated representative shall have the right to appeal the penalty assessment within 10 working days after service of the penalty assessment. (1) If the unlicensed crisis nursery operation has not ceased, the \$200 per day penalty shall continue to accrue during the appeal process.

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(b)

The appeal review shall be conducted by Department management.

(c)

If the reviewer of the appeal determines that the penalty assessment was not issued in accordance with applicable statutes and regulations of the Department, the reviewer shall have the authority to amend or dismiss the penalty assessment.