

101178 Application Review

(a)

If the applicant has not submitted all materials specified in Section 101169 within 90 days of the Department's receipt of the application, the Department shall notify the applicant in writing that the application is incomplete. This notice shall describe the materials that the applicant must submit to complete the application.

(1) If the applicant does not complete the application within 30 days after such notice, the application shall be deemed withdrawn provided that the Department has not denied or taken action to deny the application.(A) The above requirement shall not apply to child care centers under construction.

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(b)

The Department shall cease review of any application under the conditions specified in Health and Safety Code Section 1596.851. (2) The circumstances and conditions under which the Department may continue to review a previously

denied application shall include, but not be limited to, the following: (A) A fire clearance previously denied but now approved; (B) An administrator who previously did not meet the minimum qualifications but now does; or (C) A person with a criminal record previously associated with the center, which was the basis for license denial, but who is now no longer associated with the center. (3) This review shall not constitute approval of the application. (4) If the Department ceases review of an application, the application shall be returned to the applicant. The applicant shall be responsible for requesting the Department to resume reviewing the application pursuant to Health and Safety Code Section 1596.851.

(2)

The circumstances and conditions under which the Department may continue to review a previously denied application shall include, but not be limited to, the following: (A) A fire clearance previously denied but now approved; (B) An administrator who previously did not meet the minimum qualifications but now does; or (C) A person with a criminal record previously associated with the center, which was the basis for license denial, but who is now no longer associated with the center.

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An administrator who previously did not meet the minimum qualifications but now does; or

(C)

A person with a criminal record previously associated with the center, which was the basis for license denial, but who is now no longer associated with the center.

(3)

This review shall not constitute approval of the application.

(4)

If the Department ceases review of an application, the application shall be returned to the applicant. The applicant shall be responsible for requesting the Department to resume reviewing the application pursuant to Health and Safety Code Section 1596.851.

(c)

The application fee is nonrefundable.