

#### **274-1-.04 Appeal Filing Fees; Provisions for Amount and Payment.**

(1) In the event an appeal is filed by a competing applicant, or any competing health care facility, or any county or municipal government, the appeal shall be accompanied by payment of a filing fee of \$1,500.00. The fee shall be made by certified bank check, cashier's check, or money order made payable to the "Certificate of Need Appeal Panel, Chairperson". The fee shall be sent enclosed with the request for appeal or intervention as provided in Rule 274-1-.03.

(2) A separate appeal filing fee shall be paid by each separate party listed above requesting an appeal or intervention in any such appeal.

(3) In the event a party listed in subsection (1) above requests an appeal or intervention in an appeal of more than one application reviewed by the Department, pursuant to joinder review or a batching cycle review, the party shall pay a separate filing fee for each separate application for which an appeal or intervention in such appeal is requested.

Authority O.C.G.A. Secs. 31-5A, 31-6, 31-6-44. **History.** Original Rule entitled "Request for Appeal Hearing" adopted as ER. 274-1-0.1-.04. F. July 21, 1983; eff. July 20, 1983, the date of adoption. **Amended:** Permanent Rule of same title adopted. F. Nov. 8, 1983; eff. Nov. 28, 1983. **Amended:** F. July 9, 1985; eff. July 29, 1985. **Repealed:** New Rule entitled "Assignment of Hearings; Review of Initial Administrative Appeal and Intervention Requests" adopted. F. Dec. 19, 1994; eff. Jan. 8, 1995. **Amended:** F. Aug. 15, 2002; eff. Sept. 4, 2002. **Repealed:** New Rule of same title adopted. F. Dec. 16, 2004; eff. Jan. 5, 2005. **Repealed:** New Rule entitled "Appeal Filing Fees; Provisions for Amount and Payment" adopted. F. Sept. 25, 2008; eff. Oct. 15, 2008.