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Director

State of California—Health and Human Services Agency
California Department of Public Health



ARNOLD SCHWARZENEGGER
Governor

October 21, 2009

AFL 09-35

TO: All Facilities

SUBJECT: License Application Fee

AUTHORITY: California Code of Regulations, Title 22, Sections 70111(d), 71111(d), 72203(a)(2), 73209(a)(2), 75023(a), 75313(a), 76211(a)(2), and 76846(a)(2)

The purpose of this letter is to serve as a reminder of the application fee refund authority of the California Department of Public Health (CDPH).

Pursuant to Sections 70111(d), 71111(d), 72203(a)(2), 73209(a)(2), 75023(a), 75313(a), 76211(a)(2), and 76846(a)(2) of Title 22 of the California Code of Regulations, "No fee shall be refunded to an applicant if the application is withdrawn or if the application is denied by the Department".

For those facility types where relevant statutory and regulatory provisions are silent, CDPH has no authority to refund application fees.

Facilities are responsible for following all applicable laws. California Department of Public Health's failure to expressly notify facilities of regulatory or statutory changes does not relieve facilities of their responsibility for following all laws and regulations. Facilities should refer to the full text of applicable sections of Title 22 to ensure compliance.

Please contact your local district office if you have any further questions.

Sincerely,

Original Signed by Kathleen Billingsley, R.N.

Kathleen Billingsley, R.N.
Deputy Director
Center for Health Care Quality