

**RULES
OF
DEPARTMENT OF COMMUNITY HEALTH
CERTIFICATE OF NEED APPEAL PANEL**

**CHAPTER 274-1
ADMINISTRATION**

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

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(1) In the event an appeal is filed, the appeal shall be accompanied by payment of a filing fee of \$7,500.00. The fee shall be made using one of the methods of payment listed on the “Approved Methods of Payment for the Appeal Filing Fee” posted on the Department’s website at <https://dch.georgia.gov/divisionsoffices/office-health-planning/certificate-need-con-appeal-panel>. If the filing fee is mailed, it shall be sent enclosed with a copy of the request for appeal or intervention as provided in Rule 274-1-.03. An appeal filed by or on behalf of a hospital in a rural county to challenge the Department’s denial of that hospital’s Certificate of Need application shall be exempt from such filing fee.

(2) A separate appeal filing fee, in the amount specified in paragraph (1), shall be paid by each separate party requesting an appeal or intervention in any such appeal. A party requesting intervention shall pay the appeal filing fee within fourteen (14) days of the date on which either the appeal is filed or its intervention is filed, whichever is later. If a Department decision to grant a Certificate of Need application is appealed to the Certificate of Need Appeal Panel, then the Applicant for the Certificate of Need may intervene in the appeal without having to pay an appeal filing fee.

(3) In the event a party 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. §§ 31-6, 31-6-44.