**Section 140.830 Appeals of Rate Determinations**

a) Except as indicated in subsection (b) of this Section, the Department shall notify all nursing facilities of their support and capital rates for the next year no later than 30 days before the beginning of the rate year, which shall be the same as the State's fiscal year. Appeals of rate determinations shall be submitted in writing to the Department. Except as indicated in subsection (b) of this Section, appeals received within 30 days after rate notification shall, if upheld, be made effective as of the beginning of the rate year. The effective date of all other upheld appeals shall be the first day of the month after the date the complete appeal was received.

b) The Department shall notify all nursing facilities of their nursing rate no later than 30 days before the beginning of the rate quarter pursuant to 89 Ill. Adm. Code 147.150. Appeals shall be submitted to the Department no later than 30 days after the date of the Department's notice to the facility of the rate. The results of an appeal shall become effective the first day of the applicable quarter.

c) Appeals of rate determinations under this Section shall be submitted in writing to the Chief, Bureau of Long Term Care. The Department shall rule on all appeals within 120 days after the date of appeal, except that if the Department requires additional information from the facility the period shall be extended until such time as the information is provided. Except for the rate identified in subsection (b) of this Section, appeals for any rate year must be filed before the close of the rate year.

(Source: Amended at 27 Ill. Reg. 18629, effective November 26, 2003)