**Section 2605.70 What May Not Be Reviewed in an Administrative Hearing**

The following may not be reviewed in an Administrative Hearing, unless otherwise permitted by a Statute or Program Rule:

a) Rulemaking as set forth in Sections 5-35, 5-40, 5-45, and 5-50 of the IAPA;

b) Instances in which a party has waived its right to an Administrative Hearing;

c) Issues involving unfair labor practices or discrimination in employment;

d) The Department's decision to deny an application for financial assistance, or to fund at a lower level than requested; or

e) A declaratory ruling as provided for in Section 5-150 of the IAPA [5 ILCS 100].

(Source: Amended at 43 Ill. Reg. 4056, effective March 19, 2019)