**Section 295.900 Denial of a License**

a) *An application for a license may be denied for any of the following reasons:*

1) *Failure to meet any of the standards set forth in the Act;*

2) Failure to be in substantial compliance with this Part;

3) *Conviction of the applicant, or if the applicant is a firm, partnership, or association, of any of its members, or if a corporation, the conviction of the corporation or any of its officers or stockholders, or of the person designated to manage or supervise the establishment, of a felony or of two or more misdemeanors involving moral turpitude during the previous five years as shown by a certified copy of the record of the court of conviction;*

4) *Personnel insufficient in number or unqualified by training or experience to properly care for the residents;*

5) *Insufficient financial or other resources to operate and conduct the establishment in accordance with* this Part;

6) *Revocation of a license* in Illinois *during the previous five years, if such prior license was issued to the individual applicant, a controlling owner or controlling combination of owners of the applicant; or any affiliate of the individual applicant or controlling owner of the applicant and such individual applicant, controlling owner of the applicant or affiliate of the applicant was a controlling owner of the prior license; provided, however, that the denial of an application for a license pursuant to this Section must be supported by evidence that the prior revocation renders the applicant unqualified or incapable of meeting or maintaining an establishment in accordance with* this Part;

7) *The establishment is not under the direct supervision of a full-time manager;* or (Section 55 of the Act)

8) *Refusal to permit entry or review of the establishment by any authorized officer, employee or agent of the Department.* (Section 120 of the Act)

b) *Immediately upon the denial of any application or reapplication for a license under the Act, the Department shall notify the applicant in writing. Notice of denial shall include a clear and concise statement of the violations of the Act on which the denial is based and notice of the opportunity for a hearing.*

c) *If the applicant or licensee wishes to contest the denial of a license, it shall provide written notice to the Department of a request for a hearing within 10 days after receipt of the notice of denial.*

d) *Upon the receipt of a request in writing for a hearing, the Director or a person designated in writing by the Director to act as a hearing officer shall conduct a hearing to review the decision.* The hearing shall begin *within 30 days after the receipt of request for hearing* and shall be conducted in accordance with Section 60 of the Act and the Department's Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100). (Section 60 of the Act)

e) *The Department may refuse to issue a license to any person who fails to file a return, or to pay the tax, penalty or interest shown in a filed return, or to pay any final assessment of tax, penalty or interest, as required by any tax Act administered by the Illinois Department of Revenue, until such time as the requirements of any such tax Act are satisfied.* (Section 65(e) of the Act)