

Sec. 19a-653-3. Civil penalty – request for extension of time

(a) A request for an extension of time within which to file required data or information shall contain the following:

(1) The reason why the health care facility or person was unable to comply with the original due date; and

(2) The date on which the information or data will be filed.

(b) In reviewing the request for an extension of time, the Office shall consider the following:

(1) Any extenuating circumstances that prevented compliance with the original due date;

(2) Demonstration of a good faith effort to comply with the appropriate statute, act, order, or regulations;

(3) Past history of compliance with the submission of data or information requirements;

(4) The length of the delay in filing;

(5) The degree of incompleteness or inaccuracy; and

(6) Any other relevant criteria.

(c) If the request for an extension of time is granted, it shall be granted to a date certain. Failure to submit the required data or information by that extended date may result in the imposition of a civil penalty beginning on the day after the extended due date. The civil penalty shall become effective upon the expiration of the time extension and OHCA shall provide notice of the same to the person or health care facility.

(Effective April 9, 2013)