

**135.70 Appeal of certificate of need decisions.**

The council's decision on an application for certificate of need, when announced pursuant to [section 135.69](#), is a final decision. Any dissatisfied party who is an affected person with respect to the application, and who participated or sought unsuccessfully to participate in the formal review procedure prescribed by [section 135.66](#), may request a rehearing in accordance with [chapter 17A](#) and rules of the department. If a rehearing is not requested or an affected party remains dissatisfied after the request for rehearing, an appeal may be taken in the manner provided by [chapter 17A](#). Notwithstanding the Iowa administrative procedure Act, [chapter 17A](#), a request for rehearing is not required, prior to appeal under [section 17A.19](#).

[C79, 81, §135.70]

[91 Acts, ch 225, §12](#)