

135.69 Appeal of certificate of need decisions.

The department's decision on an application for certificate of need, when announced pursuant to [section 135.68](#), shall be 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 135.65](#), 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](#); [2023 Acts, ch 19, §1443](#)

[C2024, §10A.720](#)

[2025 Acts, ch 120, §34, 40](#)

[C2026, §135.69](#)

Section transferred from [§10A.720](#) in Code 2026 pursuant to directive in [2025 Acts, ch 120, §40](#)

Section amended