

**441—81.49(249A) Civil money penalties—waiver of hearing, reduction of penalty amount.**

**81.49(1)** *Waiver of a hearing.* The facility may waive the right to a hearing, in writing, within 60 days from the date of the notice of intent to impose the civil money penalty.

**81.49(2)** *Reduction of penalty amount.*

*a.* If the facility waives its right to a hearing, the department of inspections and appeals reduces the civil money penalty amount by 35 percent.

*b.* If the facility does not waive its right to a hearing, the civil money penalty is not reduced by 35 percent.