

Figure: 26 TAC §745.8803(a)

Decision or action in dispute:	Person who can request an administrative review to dispute the decision or action:
<p>(1) Any of the following concerning an operation or prospective operation:</p> <p>(A) <u>The [A] denial, amendment, or revocation of a waiver or variance or disagreement with the original expiration date or conditions associated with a waiver or variance;</u></p> <p>(B) The citation of a deficiency;</p> <p>(C) The denial of a voluntary suspension.</p> <p>(D) The imposition of probation or an adverse action, subject to the limitations in subsection (b) of this section; or</p> <p>(E) The addition of a condition to a corrective action plan for a probation that the operation is currently on.</p>	The applicant, or an owner, partner, governing body, director, licensed administrator, or designee of the operation.
(2) A determination that a program is not exempt from regulation.	The person or entity that requested the exemption determination.
(3) The imposition of a remedial action listed in §745.9031 of this chapter (relating to What remedial actions can Licensing take against my administrator's license?).	The applicant or licensed administrator.
(4) A controlling person designation.	The person designated as a controlling person.
<p>(5) A determination that the person poses an immediate threat or danger to the health or safety of children because of:</p> <p>(A) A juvenile adjudication; or</p> <p>(B) Another issue unrelated to:</p> <p>(i) <u>A criminal [history] conviction or an arrest or charge that may result in a conviction;</u></p> <p>(ii) <u>A finding of child abuse, neglect, or exploitation by the Texas [a] Department of Family</u></p>	The person determined to pose the immediate threat or danger to the health or safety of children.

and Protective Services or an open [child abuse, neglect, or exploitation] investigation that may result in such a finding; or

(iii) A finding of child abuse, neglect, or exploitation by the Texas Health and Human Services Commission for which the person has the right to request due process or an open investigation that may result in such a finding.