**Section 1130.1040 Parties to Hearings**

a) The parties to proceedings before HFSRB are complainants, applicants, respondents and intervenors.

b) HFSRB shall be deemed a complainant in any proceedings initiated by its own action.

c) An applicant is the person required by the Act to obtain a permit from HFSRB who files an application with HFSRB.

d) Intervenors are "adversely affected persons" and are granted the right to be parties to proceedings before HFSRB. These persons are defined as:

1) the area-wide health planning organization for the health service area in which the proposed project is to be located;

2) the area-wide health planning organizations serving contiguous health service areas or located within the same Standard Metropolitan Statistical Area (SMSA);

3) any person residing within the geographic area served or to be served by the applicant;

4) any person who regularly uses health care facilities within that geographic area;

5) health care facilities and HMOs located in the health service area in which the project is proposed to be located that provide services similar to the services of the applicant;

6) health care facilities and HMOs that, prior to HFSRB staff receiving the application being reviewed, have formally indicated an intention to provide similar services in the future;

7) third party payers who reimburse health care facilities for services in the health service area in which the proposed project is to be located;

8) any agency that establishes rates for health care facilities or HMOs located in the health service area in which the project is proposed to be located; and

9) IDPH.

(Source: Amended at 40 Ill. Reg. 14647, effective October 14, 2016)