

(II) ANY OTHER INFORMATION THAT THE OFFICE REQUIRES.

(D) AFTER REVIEWING THE INFORMATION REQUIRED BY SUBSECTION (C) OF THIS SECTION, THE OFFICE SHALL MAKE A DETERMINATION AS TO WHETHER THE SALE, TRANSFER, OR OTHER DISPOSITION SATISFIES THE STANDARD OF SUBSECTION (E) OF THIS SECTION. THE DETERMINATION BY THE OFFICE SHALL BE MADE AND COMMUNICATED TO THE PROVIDER IN WRITING BY THE 25TH DAY AFTER THE DATE OF THE NOTICE REQUIRED BY ~~SUBSECTION (C)(H)~~ SUBSECTION (C)(1) OF THIS SECTION, UNLESS EXTENDED BY THE OFFICE FOR GOOD CAUSE. IF THE DETERMINATION OF THE OFFICE IS NOT TO APPROVE THE PROPOSED SALE, TRANSFER, OR OTHER DISPOSITION, THE OFFICE SHALL SET FORTH ITS REASONING AS TO ITS DETERMINATION IN THE WRITTEN COMMUNICATION TO THE PROVIDER.

(E) THE OFFICE SHALL APPROVE THE SALE, TRANSFER, OR OTHER DISPOSITION OF ASSETS UNLESS IT DETERMINES THAT THE SALE, TRANSFER, OR OTHER DISPOSITION IS LIKELY TO HAVE AN UNREASONABLY ADVERSE IMPACT ON THE FINANCIAL STABILITY OF THE PROVIDER OR IS LIKELY TO HAVE AN UNREASONABLY ADVERSE ~~AFFECT~~ EFFECT ON THE PROVIDER'S CAPACITY TO PERFORM ITS OBLIGATIONS UNDER THE CONTINUING CARE AGREEMENTS TO WHICH IT IS A PARTY.

(F) THE OFFICE SHALL ADOPT REGULATIONS SETTING FORTH REASONABLE OBJECTIVE FINANCIAL STANDARDS FOR PROPOSED SALES, TRANSFERS, OR OTHER DISPOSITIONS OF ASSETS, SATISFACTION OF WHICH WILL RESULT IN APPROVAL. THOSE OBJECTIVE STANDARDS MAY NOT BE THE ONLY BASIS ON WHICH A DETERMINATION CAN BE MADE THAT A PROPOSED SALE, TRANSFER, OR OTHER DISPOSITION SATISFIES THE CONDITION SET FORTH IN SUBSECTION (E) OF THIS SECTION.

(G) THE DETERMINATION BY THE OFFICE WITH RESPECT TO A PROPOSED SALE, TRANSFER, OR OTHER DISPOSITION OF ASSETS IS SUBJECT TO APPEAL ONLY BY THE PROVIDER IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURES ACT. NO OTHER PERSON SHALL BE DEEMED TO BE A PARTY IN INTEREST TO THE PROCEEDINGS.

(H) A TRANSFER OR OTHER DISPOSITION OF ASSETS SUBJECT TO THIS SECTION MAY NOT BE COMPLETED UNTIL AFTER THE 5TH DAY FOLLOWING THE LATER OF:

- (1) THE DAY ON WHICH THE OFFICE ISSUES THE NOTICE SPECIFIED IN SUBSECTION (D) OF THIS SECTION OF A DETERMINATION TO APPROVE THE SALE OR OTHER TRANSFER; OR
- (2) THE HEARING OFFICER OR ADMINISTRATIVE LAW JUDGE RENDERS A DECISION PERMITTING SUCH TRANSFER OR OTHER DISPOSITION OF ASSETS IF APPEAL IS TAKEN UNDER SUBSECTION (G) OF THIS SECTION.