STATE OF MAINE
DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY
OFFICE OF THE COMMISSIONER
22 STATE HOUSE STATION
AUGUSTA, MAINE 04333

JANET T. MILLS
GOVERNOR

AMANDA E. BEAL
COMMISSIONER

Statement of Appeal Rights

APPEAL REQUEST: Pursuant to the Rules for Departmental (DACF) Grant Awards and Appeals (01-001, Ch. 8), an aggrieved person (the "petitioner") may request an appeal hearing on a grant award decision by submitting a request for appeal to the Commissioner, in writing, no later than fifteen (15) calendar days from the date of the award decision. The written request for appeal must describe the specific nature of the grievance, including the Appeal Criteria as defined below. The Commissioner shall grant an appeal hearing unless it is determined that:

A. The petitioner is not an aggrieved person; or
B. The written request for appeal was submitted more than fifteen (15) calendar days after notification of award.

APPEAL CRITERIA: The burden of proof within the hearing of appeal lies with the petitioner. The evidence presented must specifically address and be limited to one or more of the following:

A. Violation of law;
B. Irregularities creating fundamental unfairness; or
C. Arbitrary or capricious award.

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