§ 431. Licensure. 1. No place, person, association, corporation, institution or agency shall operate a day services program without first obtaining a permit issued therefor by the department, or otherwise than in accordance with the terms of such permit and with the regulations of the department.

2. The department shall promulgate regulations specifying the procedures for obtaining a permit required pursuant to this section and enumerating the documentation needed for such a permit. The regulations shall also include program standards which the department shall develop with the advice of the board of social welfare, the department of mental hygiene and the department of education. An application for a permit pursuant to this section shall include full information regarding the applicant's efforts to secure funding for its day services program. The department shall advise and otherwise assist the applicant in obtaining funds where such funds may be available under the provisions of this and any other law.

3. The department shall not issue a permit for the operation of a day services program which includes the provision of care, treatment or services requiring licensure or any other form of approval from or by another state agency or official, unless such license or approval has been obtained. There shall be such cooperative and coordinated arrangements between and among the department and the state departments of mental hygiene and education and other appropriate state departments and agencies as shall be necessary to assure that applications for required licenses or other forms of approval will be processed expeditiously.

4. Before any permit issued pursuant to this section is suspended or revoked, or when an application for such permit is denied, the applicant or holder of the permit shall be entitled, pursuant to the regulations of the department, to a hearing before the department. However, a permit may be temporarily suspended or limited without a hearing for a period not in excess of thirty days upon written notice to the holder of the permit following a finding that the public health, or any individual's health, safety or welfare, is in imminent danger.