

## 42 C.F.R. § 402.214

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### Appeal of exclusion.

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- (a) The procedures in part 1005 of this title apply to all appeals of exclusions. References to the Inspector General in that part apply to the initiating agency.
- (b) A person excluded under this subpart may file a request for a hearing before an administrative law judge (ALJ) only on the issues of whether—
  - (1) The basis for the imposition of the exclusion exists; and
  - (2) The duration of the exclusion is unreasonable.
- (c) When the initiating agency imposes an exclusion for a period of 1 year or less, paragraph (b)(2) of this section does not apply.

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