

## 42 C.F.R. § 405.1062

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### Applicability of local coverage determinations and other policies not binding on the ALJ or attorney adjudicator and Council.

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- (a) ALJs and attorney adjudicators and the Council are not bound by LCDs, LMRPs, or CMS program guidance, such as program memoranda and manual instructions, but will give substantial deference to these policies if they are applicable to a particular case.

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