

42 C.F.R. § 426.505

Authority of the Board.

- (a) The Board conducts a fair and impartial hearing, avoids unnecessary delay, maintains order, and ensures that all proceedings are recorded.
- (b) The Board defers only to reasonable findings of fact, reasonable interpretations of law, and reasonable applications of fact to law by the Secretary.
- (c) The Board has the authority to do any of the following:
 - (1) Review complaints by an aggrieved party (or aggrieved parties).
 - (2) Dismiss complaints that fail to comply with § 426.500.
 - (3) Set and change the date, time, and place of a hearing upon reasonable notice to the parties.
 - (4) Continue or recess a hearing for a reasonable period of time.
 - (5) Hold conferences to identify or simplify the issues, or to consider other matters that may aid in the expeditious disposition of the proceeding.
 - (6) Consult with scientific and clinical experts on its own motion, concerning clinical or scientific evidence.

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