
42 C.F.R. § 431.244

Hearing decisions.

- (a) Hearing recommendations or decisions must be based exclusively on evidence introduced at the hearing.
- (b) The record must consist only of—
 - (1) The transcript or recording of testimony and exhibits, or an official report containing the substance of what happened at the hearing;
 - (2) All papers and requests filed in the proceeding; and
 - (3) The recommendation or decision of the hearing officer.
- (c) The applicant or beneficiary must have access to the record at a convenient place and time.
- (d) In any evidentiary hearing, the decision must be a written one that—
 - (1) Summarizes the facts; and
 - (2) Identifies the regulations supporting the decision.
- (e) In a *de novo* hearing, the decision must—

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