

Administrative Hearing Participants and Procedures

SMB	Conducted by full board or commission	Special standing committee of board/commission	Panel of board members	Hearing officers	Special qualifications or training required for hearing officers
AL	X	--	X	--	--
AK	--	--	--	X	--
AZ-M	X	--	--	X	--
AZ-O	X	--	--	X	--
AR	X	--	--	--	--
CA-M	--	--	X	X	X
CA-O	--	--	--	X	X
CO	--	--	X	X	--
CT	--	--	X	--	--
DE	--	--	X	X	X
DC	--	--	X	--	--
FL-M	X	--	X	X	X
FL-O	X	--	X	X	X
GA	X	--	--	X	X
GU	X	--	--	X	--
HI	--	--	--	X	--
ID	--	--	--	X	X
IL	--	--	--	X	X
IN	X	--	--	--	--
IA	-- (Must have a quorum-6 of 10 members)	--	X	X	X
KS	X	--	X	X	--
KY	--	--	X	X	X
LA	--	--	X	--	--
ME-M	X	--	--	X	X
ME-O	X	--	--	X	X
MD	--	--	--	X	X
MA	X	--	--	X	--
MI-M	--	--	--	X	--
MI-O	--	--	--	X	--
MN	X	--	--	X	X
MS	X	--	--	--	--
MO	--	--	--	X	--
MP	--	--	X	X	X
MT	--	--	--	X	--
NE	--	--	--	X	--
NV-M	--	--	--	X	--
NV-O	--	--	--	X	--
NH	X	--	X	X	--
NJ	X	X	X	X	X
NM	--	--	--	X	X
NY	--	--	X (PMC)	X (PMC)	X (PMC)
NC	X	--	X	X	X
ND	--	--	--	X	X
OH	--	--	--	X	X
OK-M	X	--	--	--	--
OK-O	X	--	--	--	--
OR	--	--	--	X	X
PA-M	--	--	--	X	X
PA-O	--	--	--	X	X
PR	X (Only investigate hearings)	X (Only investigative hearings)	X (Only investigative hearings)	X	X
RI	--	--	X	X	--
SC	X	X	--	X	X
SD	X	--	X	X	X
TN-M	X	--	X	--	--
TN-O	X	--	X	--	--
TX	X	--	--	X	--
UT-M	X	--	X	X	--
UT-O	X	--	X	X	--
VT-M	X	--	X	X	--
VT-O	X	--	--	X	--
VI	X	--	--	--	--
VA	X	X	X	X	--
WA-M	--	--	X	X	X
WA-O	--	--	X	X	--
WV-M	X	--	--	X	X
WV-O	--	--	--	X	--
WI	--	--	--	X	X
WY	--	--	X (Board minus investigating board members)	X	X

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SMB	Additional hearing procedures otherwise applicable or available
AL	Administrative hearings concerning licensure are conducted before the full Medical Licensure Commission. Administrative hearings concerning controlled substances certificates, certificates of qualification, and physician assistants are conducted before a hearing panel of the Board.
AK	Board delegates to hearing officer, but may choose to conduct hearing by full board
AZ-M	Hearing conducted by the full board is a formal interview; administrative hearings are conducted by an independent agency
AZ-O	Board conducts investigative hearings. Most Administrative Hearings are conducted by the Office of Administrative Hearings at a time and place other than Board meetings
AR	
CA-M	The panel of board members review and approve decisions after stipulation or hearing by a hearing officer
CA-O	Board is not present at hearings; however, they vote to adopt or deny a decision by administrative law judge. Additionally, petition for early termination of probation/petition for reinstatement of revoked license hearings are conducted before the board with the administrative law judge present.
CO	
CT	
DE	
DC	The Board can choose to hold a hearing before the full Board or a panel of the Board. The Board can choose to send hearings to an independent hearing tribunal instead of holding hearings themselves.
FL-M	
FL-O	
GA	
GU	
HI	Regulated Industries Complaints Office (RICO) investigates allegations of professional misconduct by licensee
ID	
IL	
IN	
IA	Iowa has a pool of 10 "alternate" board members, three of whom can serve when board doesn't have quorum (six). Hearings may be closed to the public at the discretion of the respondent.
KS	
KY	
LA	
ME-M	Hearings conducted in accordance with the Maine Administrative Procedure Act
ME-O	
MD	Board conducts an exceptions hearing after hearing officer makes recommendation
MA	Hearings at the Division of Administrative Law Appeals; sanction at board meeting
MI-M	A central agency handles all of the hearings for the Bureau
MI-O	A central agency handles all of the hearings for the Bureau
MN	
MS	
MO	
MP	Any disciplinary action taken by a hearing officer or panel designated by the Board is subject to the same procedural requirements which apply to disciplinary actions taken by the Board, and the officer or panel has those powers and duties given to the Board in relation thereto.
MT	Hearing officers provided by department
NE	Decision-maker is the chief medical officer of the Department of Health and Human Services
NV-M	Able to have full board, panel, or board members hold hearing but use hearing officers as preferred method
NV-O	Investigative board member attends hearing
NH	Medical Review Subcommittee forwards all Reports of Investigations to the Board with a recommendation. Board then determines action.
NJ	Hearing officers are administrative law judges at the Office of Administrative Law
NM	Individual board members may act as hearing officers or board may contract for these services
NY	
NC	
ND	Hearing officers are administrative law judges
OH	
OK-M	
OK-O	
OR	Hearing officers are administrative law judges appointed by the Office of Administrative Law Judges
PA-M	
PA-O	
PR	Investigate hearings, conducted by members of board, constituting a special committee, and in-house counsel
RI	No member of the board who participated in the investigation may participate in any subsequent hearing or action taken by the remainder of the board
SC	Panel of one lay member and not more than three physician members of the Medical Disciplinary Commission, none of which may reside or have a major part of their practice in the same county as the respondent
SD	
TN-M	
TN-O	
TX	The fact-finding part of the trial is done by the State Office of Administrative Hearings. The penalty part is done by the board.
UT-M	
UT-O	
VT-M	Hearing panels hear contested cases and make recommendation; full board acts on record created by panel but may take evidence. Board contracts with a hearing officer to assist in conducting hearings. Not a voting member of panel; role is to advise, preside over hearing, rule on procedural matters, and assist in drafting decision.
VT-O	
VI	
VA	A formal hearing may be conducted by a hearing officer, a panel of the Board or the full Board. Committee members who participated in the informal conference are excluded from the subsequent formal hearing.
WA-M	
WA-O	
WV-M	The full board only conducts hearings for summary suspensions
WV-O	
WI	Hearing officer issues a proposed decision. Board considers and issues final decision.
WY	Hearing officer presides; board members hear and decide the case