

What is an adjudicatory hearing?

An adjudicatory hearing is similar to a trial that is conducted by the Board, which is generally open to the public (some portions may be closed to protect health care information). A hearing officer presides over the hearing and assists the Board. The licensee may be represented by an attorney or present his/her own case. The State is represented by an assistant attorney general who prosecutes the complaint. The hearing is similar to a civil trial: evidence, witnesses, and arguments are presented by both sides. At the conclusion of the hearing the Board determines if there is sufficient evidence that the licensee violated Board statutes or rules, and any discipline. If the Board finds the licensee did not commit any violations, the case will be dismissed or dismissed with a Letter of Guidance. If the Board finds the licensee committed one or more of the violations, it will determine what sanctions to impose.