

**10A NCAC 89B .0220 CONDUCT OF HEARING**

- (a) The hearing officer shall have control over the hearing, including:
- (1) the responsibility of having a record made of the hearing;
  - (2) the administration of oaths and affirmations;
  - (3) recognition of speakers;
  - (4) prevention of repetitious presentations; and
  - (5) general management of the hearing.
- (b) The hearing officer shall conduct the hearing in a manner that will provide the applicant or client the rights required by 34 C.F.R. 361.57(b)(3).
- (c) The hearing shall not be open to the public.

*History Note: Authority G.S. 143-546.1; 150B-1; 34 C.F.R. 361.57; P.L. 105-220, s. 102(c);  
Eff. September 1, 1989;  
Amended Eff. July 1, 2000;  
Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016.*