

(3) THE AGENCY OR THE OFFICE MAILED THE NOTICE TO THE ADDRESS OF RECORD; AND

(4) THE AGENCY DID NOT HAVE ACTUAL NOTICE OF THE CHANGE OF ADDRESS PRIOR TO SERVICE.

DRAFTER'S NOTE: Subsections (a) and (b) of this section are substantively identical to § 10-205(d) and (e) of the current law.

[10-206.] 10-210. DISPOSITIONS.

Unless otherwise precluded by law, an agency OR THE OFFICE may dispose of a contested case by:

- (1) stipulation;
- (2) settlement;
- (3) consent order; [or]
- (4) default;
- (5) WITHDRAWAL;
- (6) SUMMARY DISPOSITION; OR
- (7) DISMISSAL.

10-211. TELEPHONIC HEARINGS.

IF A PARTY DOES NOT OBJECT, A HEARING MAY BE CONDUCTED BY TELEPHONE OR OTHER ELECTRONIC MEANS.

10-212. OPEN HEARINGS.

(A) EXCEPT AS OTHERWISE PROVIDED BY LAW, A CONTESTED CASE HEARING CONDUCTED BY THE OFFICE SHALL BE OPEN TO THE PUBLIC.

(B) HEARINGS CONDUCTED BY THE OFFICE ARE NOT SUBJECT TO SUBTITLE 5 OF THIS TITLE.

[10-208.] 10-213. EVIDENCE.

(a) (1) Each party in a contested case shall offer all of the evidence that the party wishes to have made part of the record.

(2) If the agency has any evidence that the agency wishes to use in adjudicating the contested case, the agency shall make the evidence part of the record.

(b) The [agency] PRESIDING OFFICER may admit probative evidence that reasonable and prudent individuals commonly accept in the conduct of their affairs and give probative effect to that evidence.

(C) EVIDENCE MAY NOT BE EXCLUDED SOLELY ON THE BASIS THAT IT IS HEARSAY.