

1 RCNY §105-05

CHAPTER 100

Subchapter E Miscellaneous Provisions

§105-05 Adjudications.

(a) Hearings concerning the following matters under the jurisdiction of the Department shall be held before the Office of Administrative Trials and Hearings and shall be governed by the rules of procedure utilized at that tribunal:

- (1) Proceedings pursuant to Administrative Code §28-104.2.1 and §28-104.2.1.3.2 against a registered design professional seeking suspension, exclusion, or other limitation on such registered design professional's participation in the Professional Certification Program
- (2) Proceedings pursuant to Administrative Code §§28-104.2.1, §28-114.1 and §28-115.2 seeking the suspension, revocation, disqualification or other limitation, with or without penalties, of the authority of any licensee or holder of a certificates of competence issued by the Department, approved agency, special inspector, registered design professional or any other person to conduct inspections of work or tests or to participate in any program authorizing either less than full examination of documents based on a registered design professional's professional certification or self-certification of the results of document preparation or review or an inspection
- (3) Proceedings pursuant to Administrative Code §28-211.1.2 charging a person with having knowingly or negligently made a false statement or having knowingly or negligently falsified or allowed to be falsified any certificate, form, signed statement, application, report or certification of the correction of a violation required under the provisions of the code or of any rule of any agency
- (4) Proceedings pursuant to Administrative Code Articles 212 and 214 seeking an order of closure
- (5) Disciplinary proceedings pursuant to Administrative Code §28-401.19 seeking suspension or revocation, with or without penalties, against any licensee or holder of a certificates of competence issued by the Department
- (6) Hearings pursuant to Administrative Code Article 419 for the return of seized property, separately or in conjunction with hearings to adjudicate the violation underlying the seizure
- (7) Civil service employee disciplinary matters
- (8) Any other administrative adjudicatory hearing not otherwise committed to the jurisdiction of another agency.