**Section 200.1060 Hearing Officer's Decision**

a) Within 45 days after default, failure to request a hearing or at the conclusion of all hearings conducted under this Subpart, the hearing officer shall issue proposed findings of fact, conclusions of law and a recommended final administrative decision for submittal to the Director.

b) In issuing his or her findings, conclusions and recommendation, the hearing officer shall not be strictly bound by the actions or relief set forth in the original notice of the Department's intended action. The findings, conclusions and recommendation may include remedies in addition to or different from those originally sought if they are supported by the evidence.

c) The provisions of subsection (b) shall not apply when the findings, conclusions and recommendation are issued after the applicant or holder fails to request a hearing or fails to appear at a properly scheduled hearing. In such cases, the Department shall be bound by the actions or relief set forth in the original notice of the Department's intended action.

(Source: Added at 37 Ill. Reg. 14090, effective August 26, 2013)