

871—26.15(17A,96) Evidence.

26.15(1) The presiding officer shall accept testimony and other evidence in accordance with Iowa Code section 17A.14.

26.15(2) The parties may stipulate as to all or a portion of the facts at issue in the contested case. The presiding officer may accept the stipulation as establishing the facts of the case or may take additional evidence.

26.15(3) Documentary evidence, whether or not verified, may be accepted by the presiding officer. Documentary evidence may be received in the form of copies or excerpts, if the originals are not readily available, provided the copies or excerpts are properly authenticated.

26.15(4) Objections to evidentiary offers shall be specific in nature and shall be noted in the record by the presiding officer. The presiding officer may rule immediately or defer ruling until the final decision.

26.15(5) Proposed exhibits must be sent to the appeals bureau and to the other party or parties to the proceeding before the hearing date by mail, fax, email or hand-delivery.

[ARC 3009C, IAB 3/29/17, effective 5/3/17; ARC 3266C, IAB 8/16/17, effective 9/20/17]