

24 NCAC 06A .0313 EVIDENCE

- (a) Except as otherwise provided, the Rules of evidence as applied in the trial division of the North Carolina General Court of Justice shall be followed; but, when evidence is not reasonably available under such rules to show relevant facts, they may be shown by the most reliable and substantial evidence available.
- (b) In all Disciplinary Hearings, irrelevant, immaterial, and unduly repetitive evidence shall be excluded.
- (c) Evidence in a Disciplinary Hearing, including records and documents shall be offered and where appropriate admitted, and made a part of the record. Other factual information or evidence excluded from a hearing shall be made part of the record but shall not be considered in determination of the case, except as permitted under Rule .0316 of this Subchapter.
- (d) Documentary evidence may be received in the form of a copy or excerpt or may be incorporated by reference, if the materials are so incorporated are available for examination by the parties. Upon timely request, a party shall be given an opportunity to compare the copy with the original if available.
- (e) A party that seeks to enter the contents of voluminous records into evidence should offer that evidence as an exhibit in the form of a chart or summary. The offering party shall supply the opposing party with copies of all supporting documents on which the summaries are based.

*History Note: Authority G.S. 18C-114(a)(14);
Previously adopted as Rule 1C-013;
Eff. January 8, 2024;
Readopted Eff. March 27, 2024.*