**Section 1700.140 Witnesses**

a) *Subject to the evidentiary requirements of* Section 10-40(a) of the Illinois Administrative Procedure Act [5 ILCS 100], *a party may conduct* examinations or *cross-examinations required for a full and fair disclosure of the facts*. [5 ILCS 100/10-40(b)]

b) The Department may call any adverse party as a witness without vouching for that party's credibility and proceed to examine such adverse party as if under cross-examination. Any party calling a witness in good faith, who is surprised by that witness' testimony, may impeach that witness by evidence of prior inconsistent statements.

c) The Administrative Law Judge is authorized to examine any or all witnesses at a hearing to obtain relevant information that has not been presented by the parties.

(Source: Amended at 47 Ill. Reg. 13886, effective September 18, 2023)