

Evidence Rules for Policy, Public Forum, Lincoln-Douglas, and Big Questions Debate

Evidence is one of the important components of arguments in debate rounds. All debaters involved are expected to act in an ethical manner that is in accordance with the rules. In keeping with the National Speech & Debate Association Code of Honor, all participants are expected to use and interpret evidence, evidence rules, and procedures in good faith.

The rules regarding use of generative artificial intelligence at the 2023 National Tournament can be found in the National Tournament manual on page 107.

7.1. Responsibilities of Contestants Reading Evidence

- A. **Evidence defined.** Debaters are responsible for the validity of all evidence they introduce in the debate. Evidence includes, but is not limited to: facts, statistics, or examples attributable to a specific, identifiable, authoritative source used to support a claim. Unattributed ideas are the opinion of the student competitor and are not evidence.
- B. **Oral source citation.** In all debate events, contestants are expected to, at a minimum, orally deliver the following when introducing evidence in a debate round: primary author(s)' name (last) and year of publication. **Any other information such as source, author's qualifications, etc., may be given, but is not required.** Should two or more quotations be used from the same source, the author and year must be given orally only for the first piece of evidence from that source. Subsequently, only the author's name is required. Oral citations do not substitute for the written source citation. The full written citation must be provided if requested by an opponent or judge.
- C. **Written source citation.** To the extent provided by the original source, a written source citation must include:
 - 1. Full name of primary author and/or editor
 - 2. Publication date
 - 3. Source
 - 4. Title of article
 - 5. Date accessed for digital evidence
 - 6. Full URL, if applicable
 - 7. Author qualifications
 - 8. Page number(s)
- D. **Paraphrasing, authoritative source versus general understanding.** If paraphrasing is used in a debate, the debater will be held to the same standard of citation and accuracy as if the entire text of the evidence were read. Paraphrasing may be used to shorten or clarify one specific portion of an original source. It should not be confused with general summary of an entire book, chapter, study, etc., which may only be used for information that is widely considered to be common knowledge. Paraphrasing focuses on a single idea, while summary focuses on a general concept. For example, if a debater references a specific theory by a specific author, the debater must also be able to provide an original source as well as the specific text from the original source which is being paraphrased. If a debater were to reference social contract theory in general, that would not be an authoritative source that would require citation. However, if the debater references "John Locke's Social Contract," evidence would need to be available.
- E. **Ellipses prohibited.** In all debate events, the use of internal ellipsis (...) is prohibited **unless it is a replication of the original document.** Debaters may omit the reading of certain words; however, the text that is verbally omitted must be present in the text of what was read for opposing debaters and/or judges to examine. The portions of the evidence read including where the debater begins and ends must be clearly marked (as outlined in 7.1.G.2.).
- F. **Availability of evidence.**
 - 1. In all debate events, for reference, any material (evidence, cases, written citations, etc.) that is presented during the round must be made available to the opponent and/or judge during the round if requested. When requested, the original source or copy of the relevant (as outlined in 7.1.F.2.) pages of evidence read in the round must be available to the opponent in a timely fashion during the round and/or judge at the conclusion of the round.

2. **Original source(s) defined.** Understanding that teams/individuals obtain their evidence in multiple ways, the original source for evidence may include, but is not limited solely to, one of the following:
 - a. Accessing the live or displaying a copy of a web page (teams/individuals may access the internet to provide this information if requested).
 - b. A copy of the page(s) the evidence is on, the page preceding, and the page following, or the actual printed (book, periodical, pamphlet, etc.) source.
 - c. Copies or electronic versions of published handbooks (i.e., Baylor Briefs; Planet Debate, etc.).
 - d. Electronic or printed versions or the webpage for a debate institute or the NDCA sponsored Open Evidence Project or similar sites.
 3. Debaters, even if they have acquired the evidence other than by original research, are responsible for the content and accuracy of all evidence they present and/or read.
- G. **Distinguishing between which parts of each piece of evidence are and are not read in a particular round.** In all debate events, debaters must mark their evidence in two ways:
1. Oral delivery of each piece of evidence must be identified by a clear oral pause or by saying phrases such as “quote/unquote” or “mark the card.” The use of a phrase is definitive and may be preferable to debaters. Clear, oral pauses are left solely to the discretion of the judge.
 2. The written text must be marked to clearly indicate the portions read or paraphrased in the debate. See 7.2.B.3 for the penalty for failing to clearly indicate paraphrased text. In the written text the standard practices of underlining what is read, or highlighting what is read, and/or minimizing what is unread, is definitive and may be preferable to debaters. The clarity of other means of marking evidence is left to the discretion of the judge.
- H. **Private communication prohibited.** Private, personal correspondence or communication between an author and the debater is inadmissible as evidence.

7.2. Definitions of Evidence Violations

- A. “Distortion” exists when the textual evidence itself contains added and/or deleted word(s), which significantly alters the conclusion of the author (e.g., **deleting ‘not’**; **adding** the word ‘not’). Additionally, failure to bracket added words would be considered distortion of evidence.
- B. “Non-existent evidence” means one or more of the following:
1. The debater citing the evidence is unable to provide the original source or copy of the relevant pages when requested by their opponent, judge, or tournament official.
 2. The original source provided does not contain the evidence cited.
 3. The evidence is paraphrased but lacks an original source to verify the accuracy of the paraphrasing. If a student paraphrases from a book, study, or any other source, the specific lines or section from which the paraphrase is taken must be highlighted or otherwise formatted for identification in the round.
 4. The debater is in possession of the original source, but declines to provide it to their opponent upon request in a timely fashion (as outlined in 7.4.C.).
- C. “Clipping” occurs when the debater claims to have read the complete text of highlighted and/or underlined evidence when, in fact, the contestant skips or omits portions of evidence.
- D. “Straw argument”
A “straw argument” is a position or argumentative claim introduced by an author for the purpose of refuting, discrediting or characterizing it. Reliance on a straw argument occurs in a debate round when a debater asserts incorrectly that the author supports or endorses the straw argument as their own position.

Note: A debater who acknowledges using a “straw argument” when verbally first read in the round, would **not** be misrepresenting evidence. However, if the debater fails to acknowledge the use of a “straw argument” and their opponent questions the use of such an argument, then that debater has committed an evidence violation.

7.3. Procedures for Resolving Evidence Violations

- A. Judges are responsible for resolving disputes between debaters regarding oral citations (7.1.B.); written source citations (7.1.C.); distinguishing between what parts of each piece of evidence are and are not read in a particular round (7.1.G.). When the judge(s) have such a dispute in the round, they must make a written note on the ballot or inform the tabulation committee of the dispute. They must do so particularly if it impacts the decision in the debate. **These decisions may not be appealed.**
- B. An appeal can only be made if the issue has been raised in the round with the exception of the issues listed in 7.3.C. Appeals may only be made if judge(s) have misapplied, misinterpreted, or ignored a rule.
- C. A formal allegation of violation of the evidence rules is permitted during the round only if the debater(s) allege a violation of 7.2.A. (distortion); 7.2.B. (nonexistent evidence); 7.2.C. (clipping). If a formal allegation of violation of these rules is made during a round, the following procedures must be followed: (see section 7.3.D. for procedures for making a formal allegation after the conclusion of the round):
 - 1. The team/individual alleging a violation must make a definitive indication that they are formally alleging a violation of an evidence rule.
 - 2. The team/individual alleging the violation of the evidence must articulate the specific violation as defined in 7.2.A.; 7.2.B. and/or 7.2.C.
 - 3. The judge should stop the round at that time to examine the evidence from both teams/individuals and render a decision about the credibility of the evidence.
 - a. If the judge determines that the allegation is legitimate and an evidence violation has occurred, the team/individual committing the violation will be given the loss in the round. Other sanctions may apply as well as articulated in 7.3.E.
 - b. If the judge determines that the allegation is not legitimate and that there is no violation, the team/individual making the challenge will receive the loss in the round.

Note: Teams/individuals may question the credibility and/or efficacy of the evidence without a formal allegation that requires the round to end. Teams/debaters may make in-round arguments regarding the credibility of evidence without making a formal allegation or violation of these rules. Such informal arguments about the evidence will not automatically end the round, and will be treated by the judge in the same fashion as any other argument.
- D. The tabulation committee is authorized to hear: (1) appeals, pursuant to 7.3.B., claiming that a judge ignored, misinterpreted or misapplied rules other than those from which no appeal is permitted pursuant to 7.3.A.; (2) appeals from a judge’s decision, pursuant to 7.3.C., on a formal in-round allegation of distortion or non-existent evidence (note: **judge decisions regarding clipping may not be appealed**); and (3) a formal allegation of distortion or nonexistent evidence that is made for the first time after conclusion of the debate.
- E. The procedures for making an appeal or post-round formal allegation are as follows:
 - 1. A coach or school-affiliated adult representative from the school(s) competing in the debate or a judge for the round must notify the tabulation committee of intent to submit an appeal or formal post-round allegation within 20 minutes of the end of the debate round. The 20-minute time period begins once the last ballot from all rounds (if flighted, both flights) has been collected by the tabulation committee.
 - 2. The coach must submit the post-round formal allegation to the tabulation committee within 10 minutes of the formal notification of the intent to appeal. The allegation must be in writing and articulate the specific evidence violation that is being challenged. The challenged contestant and coach will then be notified.

3. If the tabulation committee determines that the original protest has merit, the coach or school affiliated adult and contestant(s) being challenged will be given 20 minutes to provide evidence denying, or to the contrary of the claim. If such evidence cannot be offered, the challenged debater(s) will be given the loss in the round and may be subject to additional penalties. If the tabulation committee determines that the allegation is not legitimate and that there is no violation, the team/individual making the challenge will receive the loss in the round.
 4. The tabulation committee has the discretion of extending the time limits for these actions if circumstances do not allow a coach or school-affiliated adult to be available within the prescribed time limits.
- F. The tabulation committee's decision to disqualify a student can be appealed by the coach or school affiliated adult. The following procedure should be followed:
1. The appeal must be submitted in writing to the tabulation committee within 10 minutes of the notification to disqualify.
 2. The tabulation committee will then submit the appeal to the national office referee(s). The committee will contact the national office referee once the written appeal has been received. Both sides will be able to provide written explanations and supporting evidence to defend their individual side.
 3. A decision will be rendered in a timely manner. The decision of the national office shall be final and cannot be appealed.
 4. No more than one round may occur between the round being protested and the decision of the national office referee.
 5. If the appeal is successful and the contestant(s) may now continue in the tournament, they will be put into the appropriate bracket for pairing the debates.
- G. If appeals are made in rounds in which multiple judges are being used, normal procedures should be followed to ensure each judge reaches their decision as independently as possible. Judges will be instructed not to confer or discuss the charge and/or answer to the potential violation. It will be possible for one judge to determine that an evidence violation has occurred and the other judge(s) to determine no violation has occurred. The tabulation committee will record the panel's decision in the same fashion as a normal win or loss; the outcome is thus tabulated in the same fashion as a round in which an evidence violation has not occurred. If the majority of the panel finds an evidence violation did not occur, no sanction may be applied to the team/individual charged with the violation. If the majority finds a violation has occurred, the appropriate penalties will be administered.

7.4. Penalties for Evidence Violations

- A. If the judge determines that an entry has violated one of the rules listed in 7.3.A. and 7.1.H. (oral citation, written citation, indication of parts of card read or not read, use of private communication), the judge may at their discretion disregard the evidence, diminish the credibility given to the evidence, take the violation into account (solely or partially) in deciding the winner of the debate, or take no action.
- B. If a debater(s) commits an evidence violation for "clipping" (7.2.C.), the use of a "straw argument" (7.2.D.), or the use of "ellipses" (7.1.E.), it will result in a loss for the debater(s) committing the evidence violation. The judge should award zero speaker points (if applicable), and indicate the reason for decision on the ballot.
- C. If debater(s) commits an evidence violation of "distortion" (7.2.A.) or have used "non-existent evidence" (as defined by 7.2.B.) the offending debater(s) will lose the debate and be disqualified from the tournament. However, if a debater(s) loses a round due to "non-existent evidence" (7.2.B.) violation during an in-round formal allegation, but can produce it after the round within 20 minutes to the tabulation committee, the committee may decide not to disqualify the entry. The loss that was recorded by the judge may not be changed. If a post-round protest is levied against a debater for not providing evidence or an original source in round (non-existent evidence), and the judge confirms they in fact did not provide the evidence in a timely fashion when requested in round, the debater(s) will lose the round and be disqualified from the tournament. However, if a debater(s) produces the evidence within the post-round challenge period, that debater(s) may avoid disqualification.

- D. Evidence infractions violate the Code of Honor. Depending on the severity, an offense may result in notification of said offense to the contestant's high school administration and chapter advisor, loss of all District and/or National Tournament merit points, including trophy and sweepstakes points for the offending student(s), and/or revocation of Association membership. These decisions would be left to the national office, and not the individual District Committee.

7.5. Tournament Adjustments

- A. Under no circumstance will a tournament or part of a tournament be re-run because of a violation of these rules.
- B. In the case of a disqualification of a debater(s), all ranks and decisions of other debater(s) made prior to the start of the round being protested stand and no revision of past round ranks will take place. Penalties listed in 7.4. will be applied.
- C. When a round has been held between the round being protested and a final decision regarding the protest, the result of that round will be recorded as follows:
 - 1. If the protest is upheld, and a debater is disqualified, the opponent of the disqualified debater will receive a forfeit win.
 - 2. If the protest is overruled, and the protesting debater won the protested round, no revision of the result on the ballot will take place.
 - 3. If the protest is overruled, the protesting debater lost the protested round, and had no previous losses, no revision of the result on the ballot will take place.
 - 4. If the protest is overruled, the protesting debater lost the protested round, and had a previous loss, the opponent will receive a forfeit win regardless of the result on the ballot.

Congressional Debate

1. A **session** is defined as including:

- A. Minimum of three hours.
- B. 18-20 students as the optimum number for a three-hour session; otherwise, a session should be lengthened by ten minutes per each additional student beyond 20. Chambers may not be larger than 30 students.
- C. Election of a presiding officer. The presiding officer must be elected with a majority of the vote. If one candidate does not receive a majority of votes, eliminate the candidate with the fewest votes and vote again. If candidates are tied for the fewest number of votes, vote to determine which of the tied candidates should remain in contention. Repeat this process until one candidate receives a majority of votes.
- D. New seating chart (necessary accommodations for students with special needs may be made).
- E. Resetting of precedence/recency. See 'Recognizing Speakers' below.
- F. New legislation that has not been debated in a previous session at that tournament.
- G. Optional rule for districts: Time for debate per legislation item should last no more than one-third of a session's floor time.

Note: In 2021, the Board of Directors voted to permanently allow districts to choose whether to use this rule for their district tournament. It will not be used at the 2022 National Tournament.

2. **Recognizing Speakers**

- A. When more than one speaker seeks the floor, the presiding officer must follow the precedence/recency method:
 - 1) First recognize students who have not spoken during the session.
 - 2) Next recognize students who have spoken fewer times.
 - 3) Then recognize students who spoke earlier (least recently).
- B. If a tournament is not using preset recency, before recency is established, the presiding officer should recognize speakers fairly and consistently. They may not link recognition of speakers to previous recognition of students asking questions, moving motions, or longest standing (standing time). Before precedence is established, the presiding officer should explain their recognition process and it must be fair, consistent and justifiable.
- C. Preset, randomized recency will be used in every round of Congressional Debate at the National Tournament beginning in 2022. All district tournaments must use preset, randomized recency in Congressional Debate beginning in 2022-2023.
- D. During any session, precedence/recency should not reset, to ensure that all students in a chamber have an equal opportunity to speak and receive evaluation from scorers. When a new session begins, precedence/recency will be reset along with a new seating chart, and election of a presiding officer.
- E. Scorers will include answers to questions when evaluating speeches.
- F. A speaker may yield time on the floor during debate (for questions or clarifications) but that speaker will remain in control of their three minutes (see #6 below regarding questioning).

3. **Speeches introducing legislation** are allotted up to three minutes, followed by two minutes of questioning by other delegates. A student from the school (or at the national level, the district) who wrote the legislation gets the privilege of recognition (called *authorship*), regardless of precedence; otherwise the presiding officer may recognize a "sponsor" from the chamber, provided this recognition follows the precedence guidelines above. Regardless, this speech of introduction must be followed by two minutes of questions. Should no student seek recognition for the authorship/sponsorship, the chamber will move to lay the legislation on the table until such time that a student is prepared to introduce it.
4. **The first negative speech** must be followed by two minutes of questions.
5. **Following the first two speeches** on legislation, the presiding officer will alternately recognize affirmative and negative speakers, who will address the chamber for up to three minutes, followed by one minute of questioning by other delegates. If no one wishes to oppose the preceding speaker, the presiding officer may recognize a speaker