

35.230 Opportunity to obtain witnesses and other evidence.

The trial counsel, defense counsel, and the court-martial shall have equal opportunity to obtain witnesses and other evidence as prescribed by regulations and provided by law. Process issued in court-martial cases to compel witnesses to appear and testify and to compel the production of other evidence shall apply the principles of law and the rules of courts-martial generally recognized in military criminal cases in the courts of the Armed Forces of the United States, but which may not be contrary to or inconsistent with this code. Process shall run to any part of the United States, or the Territories, Commonwealths, and possessions, and may be executed by civil officers as prescribed by the laws of the place where the witness or evidence is located or of the United States.

Effective: June 25, 2013

History: Amended 2013 Ky. Acts ch. 32, sec. 47, effective June 25, 2013. -- Amended 1970 Ky. Acts ch. 56, sec. 32. -- Created 1954 Ky. Acts ch. 99, sec. 45, effective July 1, 1954.