



CHAPTER 15A

ARTICLE 44 - SECURING ATTENDANCE OF PRISONERS AS WITNESSES

N.C.G.S. § 15A-823.

Securing attendance of prisoner in federal institution as witness in proceeding in the State.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 1286, s. 1 — first act in the lineage	RETRIEVED 21 September 2026, 02:28 UTC	SOURCE FINGERPRINT e601ae716e9b32307bbedad9 - 9e99f8c3102e632567c32603 - f3197aeedc5a20e6
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§ 15A-823(a)

When

- (1) A criminal proceeding is pending in a court of this State; and
- (2) There is reasonable cause to believe that a person confined in a federal prison or other federal custody, either within or outside this State, possesses information material to such criminal proceeding; and
- (3) His attendance as a witness in such action or proceeding is desired by a party thereto, the court may issue a certificate, known as a writ of habeas corpus ad testificandum, addressed to the Attorney General of the United States certifying all such facts and requesting the Attorney General of the United States to cause the attendance of such person as a witness in such court for a specified number of days under custody of a federal public servant.

§ 15A-823(b)

The certificate may be issued upon application of either the State or a defendant, setting forth the facts specified in subsection (a).

§ 15A-823(c)

Upon issuing the certificate, the court may cause it to be delivered to the Attorney General of the United States or to his representative authorized to entertain the request.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
1 ACT

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1973				1974
TICK HEIGHT = ACTS IN THAT YEAR				DASHED = RECODIFICATION, NOT AMENDMENT
Nº	YEAR	ACT	CHARACTER	
01	1973	c. 1286, s. 1	ENACTED	

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 15A-823 (1973).

PINPOINT

N.C. Gen. Stat. § 15A-823(a) (1973).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1973, c. 1286, s. 1.)

SET IN SPECTRAL AND ARCHIVO
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

