

CODE OF CRIMINAL PROCEDURE
TITLE 1. CODE OF CRIMINAL PROCEDURE
CHAPTER 24. SUBPOENA AND ATTACHMENT

Art. 24.01. ISSUANCE OF SUBPOENAS.

(a) A subpoena may summon one or more persons to appear:

- (1) before a court to testify in a criminal action at a specified term of the court or on a specified day; or
- (2) on a specified day
 - (A) before an examining court;
 - (B) at a coroner's inquest;
 - (C) before a grand jury;
 - (D) at a habeas corpus hearing; or
 - (E) in any other proceeding in which the person's testimony may be required in accordance with this code.

Art. 24.02. SUBPOENA DUCES TECUM.

If a witness have in his possession any instrument of writing or other thing desired as evidence, the subpoena may specify such evidence and direct that the witness bring the same with him and produce it in court.

Art. 24.04. SERVICE AND RETURN OF SUBPOENA.

(a) A subpoena is served by:

- (1) reading the subpoena in the hearing of the witness;
- (2) delivering a copy of the subpoena to the witness;
- (3) electronically transmitting a copy of the subpoena, acknowledgment of receipt requested, to the last known electronic address of the witness; or
- (4) mailing a copy of the subpoena by certified mail, return receipt requested, to the last known address of the witness unless:

Art. 24.17. DUTY OF OFFICER RECEIVING SAID SUBPOENA.

The officer receiving said subpoena shall execute the same by delivering a copy thereof to each witness therein named. He shall make due return of said subpoena, showing therein the time and manner of executing the same, and if not executed, such return shall show why not executed, the diligence used to find said witness, and such information as the officer has as to the whereabouts of said witness.