

335-2-1-.12 Subpoenas.

(1) The attendance of witnesses or the production of documentary evidence may be required by subpoena. The Chair of the Commission or the Hearing Officer may grant a request for a subpoena upon a showing of (a) the grounds and necessity therefor, and (b) the materiality and relevance of the evidence to be adduced. Request for the production of documents shall describe the evidence sought as specifically as practicable. A subpoena may be issued by the Chair of the Commission, the Hearing Officer, or a designee.

(2) Subpoenas shall be served in accordance with the Alabama Rules of Civil Procedure.

(3) Witnesses summoned before the Hearing Officer shall be paid the same fees for attendance and travel mileage that are paid witnesses in the courts of Alabama pursuant to Ala.

Code § 12-19-131 and Ala. Code § 12-21-181, and ~~-. Fees~~

~~shall be paid by the party at whose instance the witness appears. Where a witness appears pursuant to a request initiated by the Commission or Hearing Officer, fees~~ shall be paid from funds of the Department.

Author: Olivia H. Jenkins, ~~Shawn Sibley~~

Statutory Authority: Code of Alabama 1975, §§ 22-22A-5, 22-22A-6, 22-22A-7, 22-22A-8.

History: November 01, 1994; **Amended:** Proposed: September 21, 2020