

39-6-24 Person charged -- Limits on evidence obtained from other persons.

- (1) A person subject to this chapter may not:
 - (a) compel any person to incriminate himself or to answer any question, the answer to which may tend to incriminate him;
 - (b) interrogate, or request any statement from an accused or a person suspected of an offense, without first informing him of the nature of the accusation and advising him that he is not required to make any statement regarding the offense of which he is accused or suspected, and that any statement made by him may be used as evidence against him in a trial by military court; and
 - (c) compel any person to make a statement or produce evidence before any military court, if the statement or evidence is not material to the issue before the court and may tend to degrade him.
- (2) A statement obtained from any person in violation of this section, or through the use of coercion, unlawful influence, or unlawful inducement may not be received in evidence against him in a trial by a military court.

Enacted by Chapter 210, 1988 General Session