

77-38-10 Victim's discretion.

- (1)
 - (a) The victim may exercise any rights under this chapter at his discretion to be present and to be heard at a court proceeding, including a juvenile delinquency proceeding.
 - (b) The absence of the victim at the court proceeding does not preclude the court from conducting the proceeding.
- (2) A victim shall not refuse to comply with an otherwise lawful subpoena under this chapter.
- (3) A victim shall not prevent the prosecution from complying with requests for information within a prosecutor's possession and control under this chapter.

Amended by Chapter 352, 1995 General Session