

29B.48 Refusal to appear or testify.

Any person not subject to this code who:

1. Has been duly subpoenaed to appear as a witness or to produce books and records before a military court or before any military or civil officer and designated to take a deposition to be read in evidence before such a court;
2. Has been duly paid or tendered the fees and mileage of a witness at the rates allowed to witnesses attending the courts of the state; and
3. Willfully neglects or refuses to appear, or refuses to qualify as a witness or to testify or to produce any evidence which that person has been legally subpoenaed to produce; is guilty of a simple misdemeanor.

Upon certification of the facts in a case under this section by the military judge, president of courts-martial without a military judge, or summary courts-martial officer, the county attorney of the county where the offense occurred shall prosecute the offense as if it were included in the Iowa criminal code.

[C66, 71, 73, 75, 77, 79, 81, § 29B.48; 82 Acts, ch 1042, § 29]