

## **53664 Depositions**

### **(a)**

The hearing officer, on application of any party, may order the deposition of a witness to be taken for use as evidence, but not for discovery, if: (1) The witness cannot be compelled to attend the hearing. (2) Other circumstances warrant such action.

#### **(1)**

The witness cannot be compelled to attend the hearing.

#### **(2)**

Other circumstances warrant such action.

### **(b)**

The deposition shall be taken in the manner prescribed by law for the taking of depositions in civil actions. The party who applies for the taking of the deposition of a person residing outside the State shall obtain the necessary order of the superior court, in the manner prescribed by law for like depositions in civil actions.