Index

ABORTION

Pregnant minors
Judicial approval, Fam. C. § 33.003
Parental notice, Fam. C. § 33.002

ABSENCE OF ENTRY

Business record, Rule 803(6), (7)/AC(9) Public record, Rule 803(8) to (10)

ABSENCE OF MISTAKE OR ACCIDENT

Generally, Rule 404(b)/AC(5)

ACCIDENTS

Admissibility of accident report information, **Transp. C. § 550.066** Admissibility of visual depictions of collision, **CP & R C. § 72.055** Other or similar, **Rule 401/AC(12)** Release of information, **Transp. C. § 550.065**

ACCOUNTANTS

Generally, Rule 503/AC(11)

ACKNOWLEDGED DOCUMENTS

Authentication, Rule 902

ACKNOWLEDGMENT OF CLAIM

Generally, CP & R C. § 16.065

ADDRESS OF WITNESS

Generally, Rule 608/AC(9)

ADJUDICATIVE FACTS

Judicial notice, Rule 201

ADMISSIBILITY

See also Relevancy, this index Generally, Rules 401-403 Certain evidence inadmissible, C.Cr.P. art. 18B.326 Limited, Rule 105; Rule 703/AC(8) Preliminary questions of fact, Rule 104; Rule 401/AC(6)

ADMISSION BY PARTY-OPPONENT

Adoptive, Rule 801(2)/AC(5), (6)
Agents, Rule 801(e)(2)/AC(7)-(11)
Attacking and supporting credibility of declarant, Rule 806
Authorized, Rule 801(e)(2)/AC(7), (8)
Best Evidence Rule, Rule 1007
Coconspirator, Rule 801(e)(2)/AC(12), (13)

ADMISSION BY PARTY-OPPONENT—Cont'd

Employees, Rule 801(e)(2)/AC(7)-(11)

Impeachment, Rule 613

Opinions, Rule 801(e)(2)/AC(2)

Personal knowledge, Rule 801(e)(2)/AC(3)

Scope of employment, Rule 801(e)(2)/AC(7)-(11)

Servants, Rule 801(e)(2)/AC(7)-(11)

Silence, Rule 801(e)(2)/AC(5), (6)

ADOPTED STATEMENTS

Generally, Rule 801(e)(2)/AC(5), (6)

ADVERSE WITNESS

Generally, Rule 611/AC(6); Civ.Pr.R. 181

AFFIDAVIT

Guardianship and related procedures

Contact information of certain persons, Est.C § 1101.003

AFFIDAVIT AUTHENTICATION OF RECORDS

Generally, Rule 803(6)-(7)/AC(1); Rule 902/AC(6); CKL 16

AFFIRMATION

Generally, Rule 603; Gov. C. § 602.002

AGENT STATEMENTS

Generally, Rule 801(e)(2)/AC(7)-(11)

AGING AND LONG-TERM CARE FACILITIES

Confidential communications, Hum.R. C. § 161.111

ALCOHOLIC BEVERAGES

Competency as witness, Rule 601/AC(6)

Impeachment, Rule 607/AC(4)

Privileges, alcohol abuser privilege, Rule 509; Rule 510

Sobriety tests, Transp. C. § 724.061 et seq.

ALTERNATIVE DISPUTE RESOLUTION

Confidentiality, CP & R C. §§ 154.053, 154.073, 172.206

Parent-child relationship, Fam. C. § 153.0071

AMBIGUOUS QUESTION

Generally, Rule 611/AC(12)

ANCIENT DOCUMENTS

Authentication. Rule 901

Hearsay exception, Rule 803(16)

ANIMALS

Convictions, affidavits certifying, P&W C. § 12.117

Health and safety, H&S C. § 821.023; Occ. C. §§ 801.207, 801.353

ANNULMENT OF CONVICTION

Generally, Rule 609/AC(9)

INDEX

APPLICABILITY OF RULES

Generally, **Rule 101**Judicial notice, **Rule 201/AC(11)**Preliminary questions, **Rule 104/AC(4)**Privilege, **Rule 101**

ARGUMENTATIVE QUESTION

Generally, Rule 611/AC(12)

ARREST WARRANTS

Applicability of rules, Rule 101

ASKED AND ANSWERED

Generally, Rule 611/AC(12)

ASSERTIONS

Generally, Rule 801(a)-(d)

ASSUMING FACTS IN QUESTION

Generally, Rule 611/AC(12)

ATTACKING AND SUPPORTING CREDIBILITY OF HEARSAY DECLARANT

Generally, Rule 806

ATTACKING VALIDITY OF VERDICT OR INDICTMENT

Generally, Rule 606/AC(1)-(2), (5)-(7); Civ.Pr.R. 327; App.Pr.R. 30

ATTESTING WITNESSES

Generally, Rule 903

ATTORNEY GENERAL

Ethics

Confidentiality of certain settlement negotiations, exception, **Gov. C. § 552.163** Exception

Confidentiality of certain settlement negotiations, Gov. C. § 552.163

ATTORNEY-CLIENT PRIVILEGE

Lawyer-Client Privilege, this index

AUDIT

Generally, Rule 706; Civ.Pr.R. 172

Environmental, health, and safety audit, H&S C. §§ 1101.001 et seq.

AUTHENTICATION

Generally, Rule 901

Ancient documents. Rule 901

Business records, CKL 16

Chain of custody, Rule 901/AC(5); C.Cr.P. art. 38.42

Comparison by expert witness, Rule 901/AC(8); C.Cr.P. art. 38.27

Comparison by trier of fact, Rule 901/AC (8); C.Cr.P. art. 38.27

Conditional relevancy, Rule 104/AC(5); Rule 401/AC(7); Rule 901/AC(3)

Distinctive characteristics, Rule 901

Exemplars, Rule 901/AC(8); C.Cr.P. art. 38.27

AUTHENTICATION—Cont'd

Handwriting

Expert opinion, Rule 901/AC(8)

Nonexpert opinion, Rule 901/AC(7)

Judge and jury, Rule 401/AC(6)-(8); Rule 901/AC(3)

Methods provided by statute or rule, Rule 901

Official electronic record, Gov. C. § 2051.152 et seq., Gov. C. § 2051.155, Gov. C. § 2051.156

Process or system, Rule 901

Public records or reports, Rule 901, 902

Reply letter doctrine, **Rule 901/AC(9)**

Self-Authentication, this index

Subscribing witnesses, Rule 903

Substantially same condition, Rule 401/AC(8), (12); Rule; Rule 901/AC(5)

Telephone conversations, Rule 901/AC(10)

Voice identification, Rule 901/AC(10)

Wills, Rule 903

Witness with knowledge, Rule 901/AC(5)

BACKGROUND INFORMATION

Generally, Rule 401/AC(3); Rule 608/AC(9)

BAIL

Applicability of rules, Rule 101

Decision, C.Cr.P. art. 17.028

BAPTISMAL CERTIFICATES

Generally, Rule 803

BEST EVIDENCE RULE

Generally, Rule 1002

Admissibility of other evidence of contents, Rule 1004

Admission of party, Rule 1007

Artwork, Rule 1001/AC(5)

Certified copy of public record, Rule 1005

Chattels, inscribed, Rule 1001/AC(4)

Collateral matters, Rule 1004/AC(10)

Compared copy, public records, Rule 1005

Counterparts, Rule 1001/AC(7)

Designs, Rule 1001/AC(5)

Destroyed original, Rule 1004/AC(4)

Drawings, Rule 1001/AC(5)

Duplicates

Admissibility, Rule 1003

Definition, Rule 1001/AC(8)

Foreign language documents, Rule 1009

Inscribed chattels, Rule 1001/AC(4)

Judge and jury, Rule 1008

Lost or destroyed original, Rule 1004/AC(4)

Notice to produce, Rule 1004/AC(7)-(9)

BEST EVIDENCE RULE—Cont'd

Opposing party testimony or statement, Rule 1007

Original

Definition, Rule 1001/AC(7)

Requirement of, Rule 1002

Original in possession of opponent, Rule 1004/AC(7)-(9)

Original lost or destroyed, Rule 1004/AC(4)

Original not obtainable, Rule 1004/AC(6)

Original outside state, Rule 1004/AC(6)

Party statement, Rule 1007

Photographs, 1001/AC(6), Rule 1002/AC(8)

Possession of opponent, Rule 1004/AC(7)-(9)

Preliminary questions of fact, Rule 1008

Public records, Rule 1005

Reasonable reliance by expert, Rule 703/AC(6)-(7)

Recordings, Rule 1001

Secondary evidence, Rule 1004/AC(3)

Summaries, Rule 1006; CKL 11

Testimony of party, Rule 1007

Translation of foreign language documents, Rule 1009

Writing, definition of, Rule 1001/AC(3), (4)

BIAS

Generally, Rule 607/AC(3); Rule 613/AC(11)-(12); CKL 14

BILL OF EXCEPTION

Generally, Rule 103/AC(14)-(19); App.Pr.R. 33

BLIND PEDESTRIANS

Rights and responsibilities, Hum.R. C. § 121.007

BODILY CONDITION

Statement of, Rule 803(3)/AC(2)

BOLSTERING WITNESS

Generally, Rule 607/AC(8); Rule 608/AC(6)

BOUNDARIES

Judgment as to, Rule 803(23)

Reputation concerning, Rule 803(20)

BRAND NAMES

Authentication, Rule 902

BUSINESS RECORDS

Generally, Rule 803(6), (7); Rule 805; Rule 902/AC(6); CKL 6, 16

BUSINESS ROUTINE

Generally, **Rule 406/AC(7)-(9)**

CANCER

Confidential communications, breast cancer screening, H&S C. § 86.013

CARRIERS

Liability, Transp. C. § 5.003

CERTIFICATE OF REHABILITATION

Generally, Rule 609/AC(9)

CERTIFIED COPIES OF PUBLIC RECORDS

Best Evidence Rule, **Rule 1005** Self-authentication, **Rule 902/AC(4)**

CHAIN OF CUSTODY

Generally, Rule 901/AC(5); C.Cr.P. art. 38.42

CHARACTER EVIDENCE

See also Character for Truthfulness; Reputation, this index

Generally, C.Cr.P. art. 38.371, Rules 404-405

Accused, Rule 404(a)/AC(1)-(7); Rule 404(b); Rule 405/AC(5)-(8)

Civil cases, Rule 404(a)-(b); Rule 405

Criminal cases, Rule 404(a); Rule 405; C.Cr.P. art. 38.37

Cross-examination of character witnesses, Rule 404(a)/AC(7); Rule 405/AC(7); Rule 511/AC(13); Rule 608/AC(8)

Decedent, Rule 404(a)/AC(4)

Element of charge, claim, or defense, Rule 404(a)/AC(4); Rule 405/AC(4), (8)

Method of proof, Rule 404(a)/AC(5)-(11); Rule 405; Rule 608/AC(3)-(5)

Opinion testimony, Rule 404(a)/AC(5)-(11); Rule 404(c)/AC(7); Rule 405; Rule 608/AC(4)

Other crimes, wrongs, or acts, Rule 404(b); C.Cr.P. art. 38.37

Party, Rule 404(a)/AC(1)-(7); Rule 404(b)

Penalty stage of trial, Rule 401/AC(13); Rule 404(a)/AC(13)-(18); C.Cr.P. arts. 37.07 § 3, 37.011 § 3(a), 37.071 § 2(a), 42A.111

Qualifications of character witness, Rule 405/AC(6); Rule 608/AC(3)-(4)

Reputation, hearsay exception, Rule 803(21)

Reputation testimony, Rule 404(a)/AC(5)-(14); Rule 405; Rule 608/AC(3)

Specific instances of conduct, Rule 404(a)/AC(4)-(11) and (15)-(18); Rule 404(b); Rule 405/AC(4) and (7)-(8); Rule 608/AC(5); C.Cr.P. art. 38.37

Victim, Rule 404(a)/AC(8)-(11); Rule 405/AC(4); Rule 412

Waiver of privilege by such testimony, Rule 511/AC(13)

Witness, Rule 608

CHARACTER FOR TRUTHFULNESS

Generally, Rule 608; Rule 609; CKL 14

Convictions, Rule 609; CKL 14

Cross-examination, Rule 608/AC(5), (8); Rule 609/AC(7)-(8)

Form of questions, **Rule 608/AC(3)-(5), (7)-(8)**

Opinion testimony, Rule 608/AC(4), (8)

Rehabilitation, Rule 608/AC(7)

Reputation, hearsay exception, Rule 803(21)

Reputation testimony, Rule 608/AC(3), (7)

Specific acts of fact witness, Rule 608/AC(5), (8), (10)

CHARACTER IN ISSUE

Generally, Rule 404(a)/AC(4); Rule 405/AC(4), (8)

CHARACTER OF ACCUSED

Generally, Rule 404(a)/AC(5) anf (7); Rule 404(b); Rule 405/AC(5)-(8); C.Cr.P. art. 38.37

CHARACTER OF CIVIL PARTY

Generally, Rule 404(a)/AC(6)-(7); Rule 405

CHARACTER OF DECEDENT

Generally, Rule 404(a)/AC(4)

CHARACTER OF VICTIM

Generally, Rule 401/AC(13); Rule 404(a)/AC(8)-(11); Rule 405/AC(4)

Previous Sexual Conduct of Complainant, this index

CHATTELS

Inscribed, Rule 1001/AC(4)

CHILD ABUSE

Generally, Rule 404(b)/AC(6); Rule 504/AC(6) and (8); Rule 505/AC(6); Rule 702/AC(12); C.Cr.P. arts. 7A.035, 38.37; Fam. C. §§ 54.031, 84.006, 104.006, 261.101, 261.202

CHILD CUSTODY EVALUATOR

Access to investigative records of Department, Fam. C. 107.111

Communications and recordkeeping, Fam. C. 107.112

Introduction and provision of evaluation report, Fam. C. 107.114

CHILD VICTIM STATEMENTS

Generally, Rule 607/AC(5); C.Cr.P. arts. 7A.035, 7B.004, 38.071, 38.072; Fam. C. §§ 54.031, 84.006, 104.002 et seq.; CKL 1

CHILD WITNESS

Generally, CKL 1, Rule 601/AC(5); Rule 607/AC(5); Rule 611/AC(4), (6); C.Cr.P. art. 38.074

Substitution for in-court testimony of child, generally, Fam. C. § 104.005

Televised broadcast of child, Fam. C. § 104.004

Videotaped testimony of child, Fam. C. § 104.003, Fam. C. § 264.408

CHILDREN

Exploitation, prosecution, C.Cr.P. art. 38.471

CLERGY PRIVILEGE

Generally, Rule 505; Fam. C. §§ 261.101, 261.202

CLOSED-CIRCUIT TELEVISION

Generally, Rule 611/AC(4); C.Cr.P. art. 38.071; Fam. C. § 104.007

CO-CONSPIRATORS

Generally, Rule 801(e)(2)/AC(12), (13)

CODE OF CRIMINAL PROCEDURE

Certain evidence not admissible, C.Cr.P. art. 18A.205

CODE OF CRIMINAL PROCEDURE—Cont'd

Disabled individual, exploitation, prosecution, C.Cr.P. art. 38.471

Elderly, exploitation, prosecution, C.Cr.P. art. 38.471

Exploitation of child prosecution, C.Cr.P. art. 38.471

Intercepted communications, disclosure or use of, C.Cr.P. art. 18A.351

Communication received into evidence, C.Cr.P. art. 18A.357

Disclosure under oath, C.Cr.P. art. 18A.352

Incidentally intercepted communications, C.Cr.P. art. 18A.354

Notice of interception, C.Cr.P. art. 18A.355

Privileged communication, C.Cr.P. art. 18A.353

Recordings

Destruction, C.Cr.P. art. 18A.454

Prerequisities of use in proceedings, C.Cr.P. art. 18A.455

Sealing and custody, C.Cr.P. art. 18A.453

Investigative hypnosis, statements obtained, C.Cr.P. art. 38.24

COERCION

Generally, Rule 613/AC(11)

COLLABORATIVE FAMILY LAW

Privileges, Fam C. § 15.114, Fam C. § 15.115

COLLATERAL AND NON-COLLATERAL

Generally, **Rule 607/AC(6)-(7)**

Bias or interest, Rule 613/AC(12)

Prior inconsistent statement, Rule 613/AC(8)

COLLATERAL WRITING

Best Evidence Rule, Rule 1004/AC(10)

COMMENT BY COUNSEL

Generally, **Rule 513/AC(3)**, (5)

COMMERCIAL PAPER

Authentication, Rule 902/AC(5); B & C C. §§ 1.307, 3.505; Civ.Pr.R. 93

COMMERCIAL PUBLICATIONS

Generally, Rule 803(17); B & C C. § 2.724

COMPARED COPY OF PUBLIC RECORD

Best Evidence Rule, Rule 1005

COMPARISON WITH EXEMPLAR

Generally, Rule 901/AC(8); C.Cr.P. art. 38.27

COMPETENCY OF WITNESS

Generally, Rule 601

Affirmation, Rule 603; Gov. C. § 602.002; Civ.Pr.R. 204

Alcohol use, Rule 601/AC(6)

Child witness, Rule 601/AC(5)

Dead Man's Rule, Rule 601; CKL 2

Drug use, Rule 601/AC(6)

Factors, Rule 601/AC(3)

COMPETENCY OF WITNESS-Cont'd

Hearing as to, Rule 601/AC(7)

Husband-wife, Rule 504/AC(1)

Insane person, Rule 601/AC(4)

Interpreters, Rule 604; CP & R C. §§ 21.002, 21.003, 21.005; C.Cr.P. arts. 38.30(a), 38.31; Civ.Pr.R. 183

Judge, Rule 605; C.Cr.P. art. 38.05; CJC Canon 2(B)

Juror, Rule 606; Civ.Pr.R. 327; App.Pr.R. 30

Mental capacity, Rule 601/AC(3)-(6)

Oath, Rule 603; Gov. C. § 602.002; Civ.Pr.R. 204

Objections as to, Rule 601/AC(7); Rule 605/AC(5)

Opinion witness, Rule 405/AC(6); Rule 608/AC(4)

Personal knowledge, Rule 602; Rule 703

Religious belief, Rule 601; Rule 610; Tx. Const. art. I § 5; C.Cr.P. arts. 1.17, 38.12

Reputation witness, Rule 405/AC(6); Rule 608/AC(3)

To stand trial, C.Cr.P. art. 46B.007-46B.008

COMPLETENESS

Rule of optional, Rule 106; Rule 107

COMPOUND QUESTION

Generally, Rulel 611/AC(12)

COMPROMISE

Generally, Rule 408

Accepted offers to compromise, Rule 408/AC(5)

Alternative dispute resolution, CP & R C. §§ 154.053, 154.073, 172.206

Applicability in criminal cases, Rule 408/AC(8)

Arbitration of international commercial disputes, CP & R C. § 172.206

Bias, Rule 408/AC(7)

Competition and trade practices, B & C C. § 17.5052

Dispute, requirement of, Rule 408/AC(3)

Impeachment, Rule 408/AC(7)

Interest, Rule 408/AC(7)

Mary Carter agreements, Rule 408/AC(7)

Offer to compromise defined, Rule 408/AC(4)

Other purposes, Rule 408/AC(7)

Otherwise discoverable evidence, Rule 408/AC(6)

Rationale, Rule 408/AC(1)

Settlements, Rule 408/AC(5)

Statements made in compromise negotiations, Rule 408/AC(5)

Suit based on settlement agreement, Rule 408/AC(7)

Undue delay, Rule 408/AC(7)

CONDITIONAL RELEVANCY

Generally, Rule 104/AC(5), (6); Rule 401/AC(7)

Authentication, Rule 901/AC(3)

Best Evidence Rule, Rule 1008

Extraneous offense, proof of, Rule 404(b)/AC(4)

CONDUCT OF CIVIL PARTY INVOLVING MORAL TURPITUDE

Generally, Rule 404(a)/AC(6)-(7)

CONFESSIONS

Custodial, C.Cr.P. art. 38.22 Juvenile, Fam. C. § 51.095

CONFIDENTIAL COMMUNICATIONS

See also Privileges, this index

Aging and long-term care facilities, Hum.R. C. § 161.111

Animal health, Occ. C. § 801.353

Breast cancer screening, H&S C. § 86.013

Disciplinary procedure rules, RDP 2.16

Ethical obligation to maintain confidentiality, DRPC 1.05, 3.03; Fam. C. §§ 261.101, 261.202

Executive branch of government, Gov. C. §§ 420.071 et seq., 531.854 et seq.

Family violence, Fam. C. § 93.002 et seq.

Government, in general, Gov. C. § 774.002

Health records, reports and information, H&S C. §§ 81.046 et seq.

Insurance information, Ins. C. §§ 401.058, 751.207, 823.011, 830.008, 830.011, 964.070, 1111A.020, 1111A.022, 1301.0051

Juvenile justice services and facilities, Hum.R C. §§ 221.003, 243.006, 261.056

Legislative branch of government, Gov. C. § 325.0195

Medical peer review, Occ. C. §§ 160.005 et seq., 303.006, 303.007

Parent-child relationship, suits affecting, confidentiality of information and records, Fam. C. § 264.408, Fam. C. § 264.511

Patient confidentiality, Occ. C. § 201.402 et seq.

Safety, H&S C. §§ 773.091, 773.095, 784.003

CONFIDENTIALITY

Public safety, Lab. C. § 4001.154

CONFRONTATION

Face-to-face confrontation, Rule 611/AC(4); U.S.Const. amend. VI; Tx. Const. art 1 § 10; C.Cr.P. art. 38.071

Hearsay, Rule 802/AC(6)-(12)

CONFUSION

Exclusion of relevant evidence, Rule 403

CONJECTURE

Generally, **Rule 602/AC(5)**; **Rule 611/AC(12)**

CONNECTING UP

Generally, Rule 104/AC(6)

CONSISTENT STATEMENTS

Generally, Rule 613/AC(10); Rule 801(e)(1)/AC(3)-(5)

CONSTRUCTION OF RULES

Generally, Rule 102

CONTINUING OBJECTION

Generally, **Rule 103/AC(7)**

CONTRACTS

Other or similar, Rule 401/AC(10)

CONTRADICTION

Collateral and noncollateral, Rule 607/AC(6)-(7)

COPY

Best Evidence Rule, Rule 1001, 1003

CORROBORATION

Generally, C.Cr.P. art. 38.075

Dead Man's Rule, Rule 601/AC(11)

Statement against penal interest, Rule 803(24)/AC(3)

CORRUPTION

Generally, Rule 613/AC(11)

COUNTERPARTS

Best Evidence Rule, Rule 1001/AC(7)

COURSE OF DEALING OR COURSE OF PERFORMANCE

Generally, **B & C C. § 1.303**

COURT APPOINTED EXPERTS

Generally, Rule 706; Rule 1009; Civ.Pr.R. 172

CRIMES INVOLVING MORAL TURPITUDE

Generally, Rule 609/AC(3)

CRIMINAL RECORD

Generally, Rule 404(a)/AC(13)-(18); C.Cr.P. arts. 37.07 § 3, 37.011 § 3(a), 37.071 § 2(a), 42A.111

CROSS-EXAMINATION

See also Impeachment, this index

Generally, Rule 611/AC(5) and (7)-(10); U.S.Const. amend VI; Tx.Const. art. I § 10 Bias or interest, Rule 613/AC(11)-(12)

Character evidence, Rule 405/AC(7); Rule 511/AC(13); Rule 608; Rule 609

Collateral and non-collateral, Rule 607/AC(5)-(6)

Contradiction, Rule 607/AC(6)-(7)

Expert witness, **Rule 705/AC(4)**, (6), (8)

Friendly witness, Rule 611/AC(8)

Importance of, Rule 611/AC(7)

Leading questions, Rule 611/AC(6), (8)

Learned treatises, Rule 803(18)

Party's own witness, Rule 607/AC(8)

Prior inconsistent statement, Rule 611/AC(3)-(9)

Scope, Rule 504/AC(7); Rule 611/AC(9)

Specific acts of fact witness, Rule 608/AC(5), (8), (10)

Spouse as witness, Rule 504/AC(7)

CUMULATIVE EVIDENCE

Generally, Rule 403/AC(7)

CUSTODY

Chain of custody, Rule 901/AC(5); C.Cr.P. art. 38.42 Child Custody Evaluator, this index

CUSTOM

Generally, Rule 406/AC(10)

DAMS

Water, safety, Water C. § 12.052

DAUBERT DOCTRINE

Generally, Rule 702

DEAD MAN'S RULE

Generally, Rule 504/AC(6); Rule 601; CKL 2

DEATH

Immunity from subpoena and discovery, **H&S C. § 674.008** Presumptions, **C.Cr.P. art 38.32**

DECLARATION AGAINST INTEREST

Generally, Rule 803(24)

DEFINITIONS

General government, Gov. C. § 2051.152

DEMONSTRATIVE EVIDENCE

Definition, Rule 401/AC(8)

Maps, models, drawings, charts, and tangible items, Rule 401/AC(3), (8)

Photographs, Rule 401/AC(3), (8)

Relevancy, Rule 401/AC(3), (8)

DENTIST PRIVILEGE

Generally, Occ. C. § 258.101 et seq.

DEPOSITIONS

Admissibility, Civ. R. 801(e)(3); Rule 804(b)(1)/AC(1); C.Cr.P. arts. 39.01, 39.12; Civ.Pr.R. 203, 264, 281

Medicaid or Medicare recipients or caregivers, C.Cr.P. art. 39.026

Objections at, Rule 103/AC(8); Civ.Pr.R. 199

DETENTION

Hearing

Remote conduct, juvenile justice code, Fam. C. § 54.012

DIRECT CONTEMPT

Applicability of rules, Rule 101

DIRECT EXAMINATION

Generally, Rule 611

Leading questions, Rule 611/AC(6); Rule 612/AC(5)

DISABLED PEDESTRIANS

Rights and responsibilities, Hum.R. C. § 121.007

DISABLED PERSON

Exploitation, prosecution, C.Cr.P. art. 38.471

DISCOVERY

Generally, Civ.Pr.R. 192-205, Rule 403/AC(3); Rule 503/AC(4); Rule 705/AC(5); C.Cr.P. art. 39.14, 215

Death and disposition of the body, immunity from discovery, H&S C. § 674.008

Depositions, this index

Health, generally, H&S C. § 34.010, Occ. C. § 258.209

Statement, C.Cr.P. art 56A.155

Court inspection, C.Cr.P. art 56A.156

Disclosure, C.Cr.P. art 56A.156

DISEASES

Reports of diseases, confidentiality, H&S C. §§ 81.046, 98.109, 98.110

DISHONESTY AND FALSE STATEMENT

Generally, Rule 609/AC(3)

DISMISSAL AND DISCHARGE

Generally, C.Cr.P. art. 42A.111

DOCTOR-PATIENT PRIVILEGE

Physician-Patient Privilege, this index

DOCUMENTS

Foreign language, Rule 1009

Produced in discovery, Rule 902/AC(7); Civ.Pr.R. 193

Refreshing recollection, Rule 612

Use before the jury, Rule 615/AC(3)

"DOOR OPENING"

Generally, Rule 106; Rule 107

DOUBLE HEARSAY

Generally, Rule 805

DOUBLE JEOPARDY

Generally, U.S. Const. amend. V

DRUG USE

Communications by drug abusers, Rule 509/AC(10); Rule 510/AC (4)-(5); C.Cr.P. art 38.101

Competency as witness, Rule 601/AC(6)

Impeachment, Rule 607/AC(4)

DRUGS

Disposition of excess quantities, H&S C. § 481.160

Drug Use, this index

DUE PROCESS

Generally, Rule 402/AC(3); U.S.Const. amend. V; Tx.Const. art. I § 10

DUPLICATES

Best Evidence Rule

Admissibility, Rule 1003

Definition, Rule 1001/AC(8)

DYING DECLARATION

Generally, Rule 804(b)(2)

EDUCATION

Truancy Court, this index

ELDERLY PERSONS

Exploitation, prosecution, C.Cr.P. art. 38.471

ELECTRONICALLY PRESERVED DOCUMENTS

Admissibility, C.Cr.P. art 38.42

EMBARRASSING WITNESS

Generally, Rule 611/AC(12)

EMPLOYEE STATEMENTS

Generally, Rule 801(e)(2)/AC(7)-(11)

EMPLOYEES

Negligence, operating commercial motor vehicle, CP & R C. § 72.054

ENGINEERING, ARCHITECTURE, AND LAND SURVEYING

Application, confidentiality, Occ. C. § 1001.212, Occ. C. § 1002.260

ERROR

Fundamental, Rule 103

Harmless, App.Pr.R. 44

EXAMINING TRIALS

Applicability of rules, Rule 101

EXCEPTION

Attorney general

Confidentiality of certain settlement negotiations, Gov. C. § 552.163

EXCITED UTTERANCE

Generally, Rule 803(2)

EXCLUSION OF WITNESSES

Generally, Rule 614

EXEMPLARS

Authentication by comparison with, Rule 901/AC(8); C.Cr.P. art. 38.27

EXEMPLARY DAMAGES

Mitigation evidence, Rule 401/AC(14); CKL 15

Negligent entrustment or hiring, Rule 401/AC(3); Rule 404(a)/AC(4)

EXPERT WITNESS

Generally, Rule 702; CKL 3-5

Admissibility of underlying data, Rule 703/AC(8); Rule 705/AC(6)

Auditor, Rule 706; Civ.Pr.R. 172

Bases of opinion, Rule 702/AC(6); Rule 703

Battered spouse syndrome, Rule 401/AC(5); C.Cr.P. art. 38.36

Child sexual abuse syndrome, Rule 702/AC(12)

Child victim fantasizing, Rule 607/AC(5); CKL 1

Child victim manipulation, Rule 607/AC(5); CKL1

Common understanding of jurors, Rule 702/AC(5)

Comparison, Rule 901/AC(8); C.Cr.P. 38.27

Conduit, Rule 703/AC(9)

Court appointed, Rule 706; Rule 1009; Civ.Pr.R. 172

Cross-examination, Rule 705/AC(4), (6), (8)

Degree of certainty required, Rule 702/AC(10)

Determining competency, Rule 702/AC(3)

Disclosure of bases of opinion, Rule 705/AC(4)

Disclosure of hearsay, Rule 703/AC(8)-(9); Rule 705/AC(6)

Discovery, Rule 705/AC(6)

DNA tests, Rule 702/AC(7)

Domestic law, Rule 702/AC(10)

Exclusion of, Rule 614/AC(4)-(5)

Eyewitness testimony, Rule 608/AC(6); Rule 702/AC(7)

Foreign law, Rule 702/AC(4)

Forensic analysis, C.Cr.P. art. 38.35

Frye test, Rule 702/AC(7)

General acceptance of scientific principle, Rule 702/AC(7)

Graphoanalysis, Rule 702/AC(7)

Handwriting, Rule 901/AC(8); C.Cr.P. art. 38.27

Hearsay, Rule 703/AC(6)-(9); Rule 705/AC(6)

Helpfulness of testimony, Rule 702/AC(10); Rule 704/AC(4)

Hypothetical question, Rule 703/AC(5); Rule 705/AC(7)-(8)

Impeachment, Rule 705/AC(4), (8)

Kelly test, Rule 702/AC(7), (9); CKL 3

Learned treatises, Rule 803(18)

Mixed question of law and fact, Rule 702/AC(13)

Novel scientific evidence, Rule 403/AC(10); Rule 702/AC(7)-(11)

Opinion on ultimate issue, Rule 702/AC(13); Rule 704

Personal knowledge, Rule 602/AC(5); Rule 703

Photograph identification, Rule 702/AC(5)

Polygraph, Rule 702/AC(7)

Preliminary determinations, Rule 702/AC(11)

Procedure for reliability determination, Rule 702/AC (11)

Qualifications, Rule 702/AC(3); CP & R C. §§ 74.401 et seq.

Reasonable medical probability, Rule 702/AC(10)

Reasonable reliance, **Rule 703/AC(6)-(7)**

Reliability factors, Rule 702/AC (9); CKL 3-5

Robinson test, Rule 702/AC(7); CKL 4

EXPERT WITNESS—Cont'd

Scientific evidence, Rule 403/AC(10); Rule 702/AC(7)-(11); CKL 3-5

Subject matter, Rule 702/AC(4)

Sufficient basis, Rule 702/AC(10); Rule 705/AC(5)

Ultimate issue, Rule 702/AC(13); Rule 704

Unexplored legal criteria, Rule 704/AC(4)

Voir dire, Rule 702/AC(3); Rule 705/AC(5)

EXTRADITION

Rendition, and interstate detainer, applicability of rules, Rule 101

EXTRANEOUS OFFENSES

Generally, Rule 404(a); Rule 404(b); C.Cr.P. arts. 37.07 § 3, 37.011 § 3(a), 37.071 § 2(a), 38.37, 42A.111

EXTRINSIC EVIDENCE

Bias or interest, Rule 613/AC(12)

Capacity, Rule 607/AC(4)

Contradiction, Rule 607/AC(6)-(7)

Convictions, Rule 609/AC(7)

Prior inconsistent statement, Rule 613/AC(7)-(8)

Specific acts relating to truthfulness, Rule 608/AC(5), (10)

FACT OF CONSEQUENCE

Generally, Rule 401/AC(1), (3)

FACTS NOT IN DISPUTE

Generally, Rule 401/AC(3); Rule 404(b)/AC(5)

FACTUAL FINDINGS

Public records and reports, Rule 803(8)-(10)/AC(4), (6)

FAMILY CODE

Governed suits

Discovery regarding testifying expert witnesses, Rule 195(a)

Request disclosures, Rule 194(a)

Suits not governed

Discovery regarding testifying expert witnesses, Rule 195

Required disclosures, Rule 194

FAMILY HISTORY

Generally, Rule 803(19); Rule 804(b)(3); Est.C § 203.001

FAMILY RECORDS

Generally, Rule 803(13)

FAMILY VIOLENCE

Confidential communications, Fam. C. § 93.002 et seq.

Definitions, Fam. C. § 93.001

Evidence, generally, C.Cr.P. art. 38.371

Hearsay statements of child victim, Fam. C. § 84.006

Privileged communications, Fam. C. §§ 93.003, 94.004

Tampering with witnesses, C.Cr.P. art. 38.48

INDEX

FENCES

Restrictions on, Transp. C. § 250.001

FINANCIAL INSTITUTIONS

Privileges, Fin. C. §§ 31.305, 31.306, 96.354, 185.204, 371.206; Occ. C. § 901.161 Receivership proceedings, Fin. C. § 66.355

FINANCIAL INTEREST

Generally, **Rule 408/AC(7)**; **Rule 613/AC(11)**

FIRE INVESTIGATION

Generally, Loc.Gov. C. § 352.018

FOREIGN DOCUMENTS

Generally, Rule 902; Rule 1009

FOREIGN LANGUAGE DOCUMENTS

Generally, Rule 1009

FOREIGN LAW

Generally, Rule 203; Rule 702/AC(4)

FORENSIC SCIENCE

Expert witness, C.Cr.P. art. 38.35

Texas Forensic Science Commission, C.Cr.P. art. 38.01

FORFEITURE BY WRONGDOING

Generally, C.Cr.P. art. 38.49

FORM OF QUESTION

Generally, Rule 611/AC(11)

Specific objections, Rule 611/AC(12)

FORMER TESTIMONY

Generally, Rule 804(b)(1)

FOUNDATION

Authentication, Rule 401/AC(8); Rule 901; CKL 8

Bias, Rule 613/AC(12)

Business record rule, CKL 6

Coercion, Rule 613/AC(12)

Corruption, Rule 613/AC(12)

Exhibits, CKL 8

Interest, Rule 613/AC(12)

Opinion of expert witness, Rule 702/AC(1), (3)-(7); Rule 705

Opinion of lay witness, Rule 701/AC(3)-(4)

Opinion testimony as to character, generally, Rule 405/AC(6)

Opinion testimony as to truthful character, Rule 608/AC(4), (8)

Personal knowledge, Rule 602/AC(3)

Photographs, Rule 401/AC(3), (8); Rule 901/AC(6)

Prior inconsistent statement, Rule 613/AC(6); CKL 7

Public record or report, CKL 9

Recorded recollection, CKL 10

FOUNDATION—Cont'd

Reputation testimony as to character, generally, **Rule 405/AC(6)** Reputation testimony as to truthful character, **Rule 608/AC(3), (8)** Summary of voluminous writings, **CKL 11**

FRAUD

Life insurance settlement antifraud initiatives, Ins. C. § 1111A.022 Other frauds, Rule 404(b)/AC(5)

FRYE TEST

Generally, **Rule 702/AC(7)**

FUNCTIONS OF JUDGE AND JURY

Generally, Rule 104
Authentication, Rule 401/AC(8); Rule 901/AC(3)
Original Writing Rule, Rule 1008

FUNDAMENTAL ERROR

Generally, Rule 103

FUNERALS

Seizure of prepaid funeral accounts and records, Fin. C. § 154.412

GENERAL ACCEPTANCE OF SCIENTIFIC PRINCIPLE

Generally, Rule 702/AC(7); CKL 3-5

GENERAL GOVERNMENT

Definitions, Gov. C. § 2051.152

GENERAL OBJECTIONS

Generally, Rule 103/AC(10)(13); App.Pr.R. 33

GENETIC TESTING

Order for genetic testing, Est.C § 204.051

Presumption, Est.C §§ 204.102, 204.152

Report, Est. C. § 204.101; Fam. C. §§ 160.504, 160.505, 160.621, 160.622

GOVERNMENT CODE

Applicability, Gov. C. § 2051.153

Ethics, Attorney General

Confidentiality of certain settlement negotiations, exception, Gov. C. § 552.163

Public Utility Commission of Texas

Criminal history record information, access to, Gov. C. § 411.14031

GOVERNMENT TORT LIABILITY

Admissible evidence, CP & R C. § 103.104 Insurance coverage, CP & R C. § 101.104

GOVERNMENTAL UNIT

Defined, CP & R C. § 150A.001

Environmental, health, and safety audit, H&S C. § 1101.105

Sermons privileged from disclosure to governmental unit, CP & R C. § 150A.002

GRAND JURY

Applicability of rules, Rule 101

Indictment for capital crimes, U.S. Const. amend. V

Testimony, Rule 801(e)(1)

GUARDIANSHIP AND RELATED PROCEDURES

Affidavit containing contact information of certain persons, Est.C § 1101.003

GUILTY PLEAS

Pleas, this index

HABEAS CORPUS

Scientific evidence, C.Cr.P. art. 11.073

HABIT

Generally, Rule 406

Business routine, Rule 406/AC(7)-(9)

Compared to character, Rule 405/AC(2); Rule 406/AC(1)

Defined, Rule 406/AC(3), (4)

Industry standards, Rule 406/AC(10)

Proof, **Rule 406/AC(6)**

Trade custom, Rule 406/AC(10)

HANDGUNS

Evidence, failure to forbid, CP & R C. § 95A.0001

HANDWRITING

Expert opinion, Rule 901/AC(8)

Nonexpert opinion, Rule 901/AC(7)

HARASSING WITNESS

Generally, Rule 611/AC(12)

HARMLESS ERROR

Generally, Rule 103/AC(4); App.Pr.R. 44

HEALTH

Reporting requirements, ethics or medical committee processes, H&S C. § 166.054

HEARING

Detention

Remote conduct, juvenile justice code, Fam. C. § 54.012

HEARING IN PRESENCE OF JURY

Generally, Rules 103, 104

Expert opinion, Rule 702/AC(11)

Privilege, Rule 513/AC(4)

HEARSAY

Admissibility, Rule 802

Admissions by party-opponent, Rule 801(e)(2)

Admitted without objection, Rule 802/AC(4), (5)

Assertions, Rule 801(a)-(d)

Basis for expert testimony, Rule 703/AC(6)-(7); Rule 705/AC(5), (7)-(8)

HEARSAY—Cont'd

Child victim, C.Cr.P. art. 7A.035, Fam. C. §§ 54.031, 84.006, 104.006

Confrontation, Rule 802/AC(6)-(12)

Definition, Rule 801

Double, Rule 805

Exceptions

Declarant unavailability immaterial, Rule 803

Declarant unavailability required, Rule 804

Grand jury testimony, Rule 801(e)(1)

Impeaching declarant, Rule 806

Nonhearsay statements, Rule 801(a)-(d)

Nonverbal conduct intended as an assertion, Rule 801(a)-(d)/AC(1)

Nonverbal nonassertive conduct, Rule 801(a)-(d)/AC(1)

Operative fact, Rule 801(a)-(d)/AC(4)-(6)

Opposing party statement, Rule 801(e)(2)

Prior consistent statements, Rule 613/AC(3), (10); Rule 801(e)(1)/AC(3)-(5)

Prior identification, Rule 801(e)(1)/AC(6)

Prior inconsistent statements, **Rule 607/AC(3)**, (7); **Rule 613/AC(3)**; **Rule 801(e)(1)/AC(2)**; **CKL 14**

Prior statement of child victim, C.Cr.P. arts. 38.071, C.Cr.P. arts. 38.072, Fam. C. § 54.031, Fam. C. §§ 104.001-104.006

Statement of child victim, C.Cr.P. art. 7B.004

Verbal acts, Rule 801(a)-(d)/AC(4)-(6)

Verbal assertions, Rule 801(a)-(d)

Verbal nonassertive conduct, Rule 801(a)-(d)/AC(2)

HEARSAY EXCEPTIONS, AVAILABILITY OF DECLARANT IMMATERIAL

Generally, Rule 803

Absence of entry

Business record, **Rule 803(6), (7)/AC(9)**

Public record, Rule 803(8)-(10)

Admission by party-opponent, Rule 801(e)(2)

Ancient documents, Rule 803(16)

Attacking and supporting credibility of declarant, Rule 806

Boundaries

Judgment as to, Rule 803(23)

Reputation concerning, Rule 803(20)

Business records, Rule 803(6), (7), 16, 902/AC(6); CKL 6

Character, reputation concerning, Rule 803(21)

Family history

Judgment as to, Rule 803(23)

Reputation concerning, Rule 803(19)

Family records, Rule 803(13)

Hillmon doctrine, Rule 803(3)/AC(4)-(7)

Intent, plan or design, Rule 803(3)/AC(4)-(7)

Interest in property

Records of documents, Rule 803(14)

Statements in documents, Rule 803(15)

HEARSAY EXCEPTIONS, AVAILABILITY OF DECLARANT IMMATERIAL —Cont'd

Judgment as to, Rule 803(23)

Judgment as to personal, family or general history, Rule 803(23)

Judgment of previous conviction, Rule 404(a)/AC(13), (15); Rule 404(b)/AC(4); Rule 803(22)

Learned treatises, Rule 803(18)

Market reports, commercial publications, Rule 803(17)

Marriage, baptismal and similar certificates, Rule 803(12)

Medical diagnosis or treatment, Rule 803(4)

Past recollection recorded, Rule 803(5); CKL 10

Personal history

Judgment as to, Rule 803(23)

Reputation concerning, Rule 803(19)

Present bodily condition, Rule 803(3)/AC(2)

Present sense impression, Rule 803(1)

Public records and reports, Rule 803(8)-(10); CKL 9

Recorded recollection, Rule 612/AC(4); Rule 803(5); CKL 10

Records of regularly conducted activity, Rule 803(6), (7); Rule 902/AC(6); CKL 6

Religious organizations, Rule 803(11)

Reputation

As to character, Rule 803(21)

Concerning boundaries or general history, Rule 803(20)

Concerning personal or family history, **Rule 803(19)**

Reputation concerning, **Rule 803(20)**

Spontaneous statements, Rule 803(2)

State of mind, Rule 803(3)

Testators, Rule 803(3)/AC(8)

Then-existing mental, emotional or physical condition, Rule 803(3)

Vital statistics, Rule 803(9)

Will cases, Rule 803(3)/AC(8)

HEARSAY EXCEPTIONS, DECLARANT UNAVAILABLE

Generally, Rule 804

Attacking and supporting credibility of declarant, Rule 806

Definition of unavailability, Rule 804(9)

Dying declarations, Rule 804(b)(2)

Former testimony, Rule 804(b)(1)

Personal or family history, Rule 804(b)(3); Est. C. § 203.001

HEARSAY WITHIN HEARSAY

Generally, Rule 805

HEIRSHIP

Evidence, Est.C §§ 202.151, 203.001

HILLMON DOCTRINE

Generally, Rule 803(3)/AC(4)-(7)

HISTORY

Judgment as to, Rule 803(23)

Reputation concerning, Rule 803(20)

HOLDER IN DUE COURSE

Status as, B & C C. § 3.308

HOSTILE WITNESS

Generally, Rule 611/AC(6)

HUSBAND AND WIFE

Marital Privileges, this index

HYPNOSIS

Investigative, statements obtained, C.Cr.P. art. 38.24

HYPNOTICALLY-INDUCED TESTIMONY

Generally, Rule 702/AC(7)

HYPOTHETICAL QUESTION

Generally, Rule 703/AC(5); Rule 705/AC(7)-(8)

IDENTIFICATION

Authentication, Rule 901

Photographs, this index

Self-authentication, Rule 902

Sexually violent predators, information the identifies victim, H&S C. § 841.1462

IDENTIFICATION OF PERSON

Generally, Rule 801(e)(1)/AC(6)

IDENTITY

Generally, Rule 404(b)/AC(8)

Informers. See Identity of Informer Privilege, this index

IDENTITY OF INFORMER PRIVILEGE

Generally, Rule 508

Civil cases, Rule 508/AC(3)

Legality of obtained evidence, Rule 508/AC(7)

Merits of case, Rule 508/AC(5), (6)

Procedure, Rule 508/AC(5)

Waiver, Rule 508/AC(8)

ILLEGALLY SEIZED EVIDENCE

Generally, Rule 402/AC(3); C.Cr.P. arts. 18.20, 38.22, 38.23

Certain evidence not admissible, C.Cr.P. art. 18A.205

Intercepted communications, disclosure or use of, C.Cr.P. art. 18A.351

Intercepted communications, sealing and custody, C.Cr.P. art. 18A.453

IMMORAL CONDUCT

Alcoholic beverages, Alco. Bev. C. § 104.01

IMPEACHMENT

See also Cross-Examination; Rehabilitation of Witness, this index

IMPEACHMENT—Cont'd

Generally, Rule 607; CKL 12

Alcohol use, Rule 607/AC(4)

Bias, Rule 613/AC(11)-(12)

Character witnesses, Rule 405/AC(7); Rule 608/AC(3)-(5), (8)

Child victim fantasizing, Rule 607/AC(5); CKL 1

Child victim manipulation, Rule 607/AC(5); CKL 1

Coercion, Rule 613/AC(11)-(12)

Collateral and non-collateral, Rule 607/AC(6)-(7)

Contradiction, Rule 607/AC(5)-(6)

Corruption, Rule 613/AC(11)-(12)

Drug use, Rule 607/AC(4)

Expert testimony, Rule 607/AC(4)

Hearsay declarant, Rule 806

Interest, Rule 613/AC(11)-(12)

Leading questions, Rule 611

Learned treatises, Rule 803(18)

Mental capacity, Rule 607/AC(4)

Methods of impeachment, Rule 607/AC(3); CKL 14

Name of witness, Rule 608/AC(9)

Occupation of witness, Rule 608/AC(9)

Opinion regarding character, generally, **Rule 405/AC(7)**

Opinion regarding truthful character, Rule 608/AC(4), (7)

Party's own witness, Rule 607/AC(8)

Plea agreement, **Rule 613/AC(11)-(12)**

Prior acts of misconduct, Rule 608/AC(5)

Prior conduct of a witness, Rule 613/AC(12)

Prior convictions, Rule 609; CKL 12

Prior inconsistent statement, Rule 613/AC(3)-(9); CKL 7

Privilege, waiver by giving character testimony, Rule 511/AC(13)

Religious beliefs or opinions, Rule 610

Reputation for truthful character, Rule 608/AC(3)-(8)

Reputation regarding character, generally, Rule 405/AC(7)

Residence of witness, Rule 608/AC(9)

Self-contradiction, Rule 607/AC(6)

Specific acts of fact witness, Rule 608/AC(5)

IMPLIED ASSERTIONS

Generally, Rule 801(a)-(d)/AC(2)

INCONSISTENT STATEMENTS

Generally, Rule 607/AC(8); Rule 613/AC(3)-(9); Rule 801(e)(1)/AC(2)

INDECENT CONDUCT

Alcoholic beverages, Alco. Bev. C. § 104.01

INDUSTRY STANDARDS

Generally, Rule 406/AC(10)

INFORMER PRIVILEGE

Generally, Rule 508

Identity of Informer Privilege, this index

INMATE WITNESSES

Generally, C.Cr.P. art. 38.073

INSANITY

Generally, Rule 601/AC(4)

Notice, failure to give notice of insanity defense, C.Cr.P. art. 46C.052

INSTRUCTIONS

Disregard, instructions to, Rule 103/AC(5); Rule 105

Excluded witnesses, Rule 614/AC(3); C.Cr.P. arts. 36.05, 36.06; Civ.Pr.R. 267

Judicial notice, Rule 201/AC(14)

Limited admissibility, Rule 105; Rule 403/AC(5); Rule 404(b)/AC(4)

Motion to strike, Rule 103/AC(5)

Other crimes, wrongs, or acts, **Rule 404(b)**

Privilege, Rule 513/AC(7)

INSURANCE

Generally, Rule 411

Confidential information, Ins. C. §§ 401.058, 751.207, 823.011, 830.008, 830.011, 964.070, 1111A.020, 1111A.022, 1301.0051

Insurers, confidentiality, Ins. C. § 831.0009, Ins. C. § 831.0011

Investigative files, Ins. C. § 2045.008

Non-evidentiary use, Rule 411/AC(6)

Other purposes, Rule 411/AC(4)

Property and casualty, documents not part of form, Ins. C. § 2301.057

Safety, H&S C. § 775.114

Tort claims, CP & R C. § 101.104

INTENT

Generally, Rule 404(b)/AC(5)-(6); Rule 803(3)/AC(4)-(7)

INTERCEPTED COMMUNICATIONS

Generally, C.Cr.P. art. 18.205

Disclosure or use of, C.Cr.P. art. 18A.351 et seq.

Communication received into evidence, C.Cr.P. art. 18A.357

Disclosure under oath, C.Cr.P. art. 18A.352

Incidentally intercepted communications, C.Cr.P. art. 18A.354

Notice of interception, C.Cr.P. art. 18A.355

Privileged communication, C.Cr.P. art. 18A.353

Recordings

Destruction, C.Cr.P. art. 18A.454

Prerequisities of use in proceedings, C.Cr.P. art. 18A.455

Sealing and custody, C.Cr.P. art. 18A.453 et seq.

INTEREST

Generally, Rule 607/AC(3); Rule 613/AC(11)

INTERESTS IN PROPERTY

Records of documents, Rule 803(14) Statements in documents, Rule 803(15)

INTERPRETATION OF RULES

Generally, Rule 102

INTERPRETERS

Generally, Rule 604; CP & R C.§§ 21.002, 21.003, 21.005; C.Cr.P. arts. 38.30(a), 38.31; Civ.Pr.R. 183; Gov. C. § 57.002

Definition, Gov. C. § 57.001, Gov. C. § 157.001

Payment of interpreted costs, Gov. C. § 57.001

INTERSTATE DETAINER

Applicability of rules, Rule 101

INTOXICATION

Alcoholic Beverages, this index

INVOKING "THE RULE"

Generally, Rule 614; C.Cr.P. arts. 36.05, 36.06; Civ.Pr.R. 267

JUDGE AS WITNESS

Generally, Rule 605; C.Cr.P. art. 38.05; CJC Canon 2(B)

JUDGMENT AS TO PERSONAL FAMILY OR GENERAL HISTORY OR BOUNDARIES

Generally, Rule 803(23)

JUDGMENT OF PREVIOUS CONVICTION

Hearsay exception, Rule 803(22)

Impeachment, Rule 609

Penalty stage of criminal trial, Rule 404(a)/AC(13)-(18); C.Cr.P. arts. 37.07 § 3. 37.071 § 2(a), 37.011 § 3(a), 42A.111

JUDICIAL NOTICE

Adjudicative facts, Rule 201

Administrative rules, Rule 204

Attorney fees, CP & R C. § 38.004

City and county ordinances, Rule 204

Contents of Texas Register, Rule 204

Contrary evidence, Rule 201/AC(14)

Criminal cases, Rule 201/AC(14)

Discretionary, Rule 201/AC(8)

Facts capable of accurate determination, Rule 201/AC(7)

Facts generally known, Rule 201/AC(6)

Foreign law, Rule 202

Instructing jury, Rule 201/AC(14)

Kinds of facts, Rule 201/AC(4)

Law of other states, Rule 202

Learned treatises, Rule 803(18)

Legislative facts, Rule 201/AC(1)

JUDICIAL NOTICE—Cont'd

Mandatory, Rule 201/AC(9)

On appeal, **Rule 201/AC(13)**

Opportunity to be heard, Rule 201/AC(12)

Ordinances, Rule 204

Other states' law, Rule 202

Procedural aspects, Rule 201/AC(8)-(14)

Rules and regulations, Rule 204

Sister state law, Rule 202

Time of taking, Rule 201/AC(13)

JURISDICTION

Juvenile adjudications, Fam. C. § 54.02

JURORS

As witness, **Rule 606/AC(4)**

Attacking validity of verdict or indictment, Rule 606/AC(1)-(2), (5)-(7); Civ.Pr.R.

327; App.Pr.R. 21

Note-taking, CKL 13, Rule 611/AC(13)

Verdict, this index

JUSTICE COURTS

Application of Civil Procedure Rules, Civ.Pr.R. 500.3

JUVENILE ADJUDICATIONS

Generally, Rule 609/AC(10); C.Cr.P. art. 37.07 § 3; Fam. C. § 51.095 et seq.

JUVENILE JUSTICE CODE

Remote conduct, detention hearing, Fam. C. § 54.012

JUVENILE JUSTICE SERVICES AND FACILITIES

Commitment records, Hum.R C. § 243.006

Confidential communications, Hum.R C. §§ 221.003, 243.006, 261.056

KELLY TEST FOR SCIENTIFIC EVIDENCE

Generally, Rule 702/AC(7); CKL 3

KNOWLEDGE

Generally, Rule 404(b)/AC(5)

LACK OF RECOLLECTION

Impeaching witness, Rule 613/AC(5)

Refreshing recollection, Rule 612

LAWYER-CLIENT PRIVILEGE

Generally, Rule 503

Accountants, Rule 503/AC(11)

Attested documents, Rule 503/AC(17)

Breach of duty, Rule 503/AC(17)

Child abuse, Fam. C. §§ 261.101, 261.202

Claimants through deceased client, Rule 503/AC(17)

Claiming the privilege, Rule 503/AC(5)

Client defined, Rule 503/AC(8)

LAWYER-CLIENT PRIVILEGE—Cont'd

Communications to experts, Rule 503/AC(11)

Confidential communication, Rule 503/AC(12)

Control group test, Rule 503/AC(9)

Corporate client, Rule 503/AC(9)

Crime or fraud exception, Rule 503/AC(16)

Documents, Rule 503/AC(14)

Ethical obligation distinguished, Rule 503/AC(4); DRPC 1.05, 3.03

Exceptions, Rule 503/AC(16), (17)

Fee arrangements, Rule 503/AC(14)

Fraud, Rule 503/AC(16)

Health care facilities, abuse, neglect or exploitation of resident, H&S C. § 260A.010

Identity of client, Rule 503/AC(15)

Instructing jury concerning claim of, Rule 513/AC(7)

Insurance, Rule 503/AC(9), (11)

Joint clients, Rule 503/AC(17)

Joint defense, Rule 503/AC(6); Rule 511/AC(8)

Lawyer defined, Rule 503/AC(10)

Parent-child relationship, suits affecting, Fam. C. § 264.167

Pooled information, Rule 503/AC(6); Rule 511/AC(8)

Presence of other persons, Rule 503/AC(8)

Rationale, Rule 503/AC(1), (4)

Relationship to discovery, Rule 503/AC(4)

Representative of client, Rule 503/AC(9); Fam. C. § 264.167

Representative of lawyer, Rule 503/AC(11)

Retaining lawyer, C.Cr.P. art. 38.38

Waiver. Rule 511

Work product, Rule 503/AC(4); Civ.Pr.R. 192; Fam. C. § 107.007

LEADING QUESTIONS

Cross-examination, Rule 611/AC(8)

Defined, Rule 611/AC(5)

Direct examination, Rule 611/AC(6)

Recross-examination, Rule 611/AC(10)

Refreshing recollection, Rule 611/AC(6); Rule 612/AC(5)

LEARNED TREATISES

Generally, Rule 803(18)

LEGISLATIVE FACTS

Generally, Rule 201/AC(1)

LEWD CONDUCT

Alcoholic beverages, Alco. Bev. C. § 104.01

LIABILITY INSURANCE

Generally, Rule 411

Non-evidentiary use, Rule 411/AC(6)

Other purposes, Rule 411/AC(4)

Tort claims, CP & R C. § 101.104

LIMITED ADMISSIBILITY

Generally, Rule 105; Rule 404(b)/AC(4)

LIMITING INSTRUCTIONS

Generally, Rule 105; Rule 403/AC(5); Rule 404(b)/AC(4)

LINEUPS

Identification, live lineup identification, C.Cr.P. art. 38.20

LONG-TERM CARE FACILITIES

Confidential communications, Hum.R. C. § 161.111

MAGISTRATES

Applicability of rules, Rule 101

MAPS

Location or area, evidence of, **Penal C. § 46.12**

MARITAL PRIVILEGES

Confidential communications privilege

Collaborative family law, Fam C. § 15.114, Fam C. § 15.115

Crime or fraud exception, Rule 504/AC(6)

Crimes against spouse, minor child or household member, Rule 504/AC(6)

Defined, Rule 504/AC(5)

Duration, **Rule 504/AC(1), (5)**

Eavesdroppers, effect of, Rule 504/AC(5)

Exceptions, Rule 504/AC(6)

Holder, Rule 504/AC(5)

Instructing jury concerning claim of, Rule 513/AC(7)

Marital status, Rule 504/AC(3)

Presence of third person, Rule 504/AC(5)

Proceedings between spouses, Rule 504/AC(6)

Marital testimonial privilege

Generally, Fam. C. § 6.704

Comment on failure to call spouse, Rule 504/AC(9); Rule 513/AC(5)

Compelled testimony, Rule 504/AC(8)

Competency, Rule 504/AC(1)

Crimes against spouse, minor child, or household member, Rule 504/AC(8); C.Cr.P. § 38.10

Cross-examination of testifying spouse, **Rule 504/AC(7)**

Exceptions, Rule 504/AC(8)

Holder, Rule 504/AC(7)

Inference from claim of, Rule 513

Marital status, Rule 504/AC(3)-(4)

Matters occurring prior to marriage, Rule 504/AC(8)

MARITAL STATUS

Marital privileges, Rule 504/AC(3)-(4)

Tort actions, CP & R C. § 71.005

MARKET RENT

Generally, B & C C. § 2A.507

INDEX

MARKET REPORTS

Generally, Rule 803(17); B & C C. § 2.724

MARRIAGE CERTIFICATES

Generally, **Rule 803(12)**

MARY CARTER AGREEMENTS

Generally, Rule 408/AC(7); Rule 613/AC(11)

MATERIALITY

Relevancy, this index

MATTER ASSERTED

Generally, Rule 801(a)-(d)

MEDICAID

Depositions of Medicaid or Medicare recipients or caregivers, C.Cr.P. art. 39.026

MEDICAL COMMITTEES

Generally, **H&S C.** §§ 161.031-161.032

Reporting requirements, ethics committee processes, H&S C. § 166.054

MEDICAL DIAGNOSIS OR TREATMENT

Statements, Rule 803(4)

MEDICAL EXAMINATION

Evidence, sexual assault victim, C.Cr.P. art 38.435

MEDICAL EXPENSES

Payment of Medical Expenses, this index

MEDICAL PEER REVIEW COMMITTEE

Generally, Occ. C. §§ 160.002 et seq., 303.006, 303.007

MEDICAL RECORDS

Hearsay, Rule 803(6), (7)

Privilege, Rule 509/AC(1), (2), (5)

MEDICARE

Depositions of Medicaid or Medicare recipients or caregivers, C.Cr.P. art. 39.026

MEDICATION

Court ordered, C.Cr.P. art. 46B.086

MEETINGS

Public safety, Lab. C. § 4001.154

MENTAL CAPACITY

Generally, Rule 607/AC(4)

MENTAL COMPETENCY

Competency of witness, Rule 601/AC(3), (4)

Impeachment, Rule 607/AC(4)

MENTAL HEALTH

Generally, Rule 510; H&S C. §§ 552.102 et seq.

MENTAL HEALTH—Cont'd

Abuse of nursing home resident exception, Rule 510/AC(11)

Alcohol abuser, Rule 510

Confidential communication defined, Rule 510/AC(8)

Court-ordered examination exception, Rule 510/AC(11)

Criminal proceedings, inapplicability to, Rule 510/AC(2)

Disciplinary proceedings exception, Rule 510/AC(11)

Disputes between patient and professional exception, Rule 510/AC(11)

Drug abusers, communications by, Rule 510

Duration, Rule 510/AC(9)

Exceptions, Rule 510/AC(11)

Holder, **Rule 510/AC(10)**

Instructing jury concerning claim of, Rule 513/AC(7)

Litigant exception, Rule 510/AC(12)

Patient defined, Rule 510/AC(5)

Professional defined, Rule 510/AC(4)

Records, Rule 510/AC(6)

Summary report, H&S C. § 552.102

Waiver, Rule 510/AC(11); Rule 511

MILITARY JUSTICE CODE

Applicability of rules, Rule 101

MISCONDUCT

Other, Rule 404(b)

MISTAKE

Absence of, Rule 404(b)/AC(5)

MITIGATION EVIDENCE

Exemplary damages, Rule 401/AC(14); CKL 15

MODE OF EXAMINATION AND PRESENTATION

Generally, Rule 611

"MODUS OPERANDI"

Generally, Rule 404(b)/AC(8)

MOTION TO DISMISS

Generally, CP & R C. § 27.003

Effect of ruling, CP & R C. § 27.0075

MOTION TO STRIKE

Generally, Rule 103/AC(5)

MOTIONS IN LIMINE

Generally, Rule 103/AC(9); C.Cr.P. art. 28.01

Prior convictions, Rule 609/AC(12)

Privileges, Rule 513/AC(4)

MOTIONS TO SUPPRESS

In general, C.Cr.P. art. 28.01

MOTIVE

Generally, Rule 401/AC(4); Rule 404(b)/AC(7)

MOTOR VEHICLES

Employee negligence, operating commercial motor vehicle, CP & R C. § 72.054

NARRATIVE ANSWER

Generally, Rule 611/AC(12)

NEGOTIABLE INSTRUMENTS

Authentication, Rule 902/AC(5); B & C C. §§ 1.307, 3.510; Civ.P.R. 93

NEGOTIATIONS

See also Compromise, this index

Generally, Rule 408

NEWSPAPERS

Authentication, Rule 902(6)

NOLO CONTENDERE PLEAS

Generally, Rule 410; C.Cr.P. art. 27.02, 27.14

NONASSERTIVE CONDUCT

Generally, Rule 801(a)-(d)/AC(1)

NONDISPUTED FACTS

Generally, Rule 401/AC(3)

NONHEARSAY STATEMENTS

Generally, Rule 801(a)-(d)

NONRESPONSIVE ANSWER

Generally, Rule 611/AC(12)

NONVERBAL CONDUCT

Intended as an assertion, Rule 801(a)-(d)/AC(1)

Nonassertive, Rule 801(a)-(d)/AC(1)

NOTARIZED DOCUMENTS

Generally, Rule 902(8)

NOTE-TAKING BY JURORS

Generally, Rule 611/AC(13); CKL 13

NOTICE

Abortion, pregnant minors, parental notice, Fam. C. § 33.002

Best evidence rule, Rule 1004/AC(7)-(9)

Judicial Notice, this index

Other crimes, wrongs, or acts, Rule 404(b)/AC(12); C.Cr.P. § 38.37

Prior convictions to impeach, Rule 609/AC(13)

Prior criminal record in sentencing, Rule 404(a)/AC(16); C.Cr.P. art. 37.07 § 3

Subsequent remedial measures, recall notice, Rule 407/AC(7)

NOVEL SCIENTIFIC EVIDENCE

Generally, Rule 702/AC(7)

NURSING INSTITUTIONS

Admissibility of evidence relating to, Hum.R. C. § 32.062

OATH

Generally, Rule 603; Gov. C. § 602.002; Civ.Pr.R. 204 Unsworn declaration, CP & R C. § 132.001

OBJECTIONS

Competency of witness, Rule 601/AC(7), (12)

Continuing, Rule 103/AC(7)

Depositions, Rule 103/AC(8); Civ.Pr.R. 199

"Door opening," Rule 106; Rule 107

Form of question, **Rule 611/AC(12)**

General, Rule 103/AC(10)-(12)

Grounds for, Rule 103/AC(10)-(11)

Hearing of jury, Rule 103

"Irrelevant, incompetent and immaterial," Rule 103/AC(10); Rule 401/AC(3)

Motion in limine, Rule 103/AC(9)

Motion to strike, Rule 103/AC(5)

Necessity for, App.Pr.R. 33

Offer of proof, Rule 103/AC(14)-(19)

Relevancy, Rule 401

Running, Rule 103/AC(7)

Specific, Rule 103/AC(10)-(12)

Specificity required, Rule 103/AC(10)-(12)

Time of objecting, Rule 103/AC(5)-(7)

Waiver, Rule 103

OCCUPATION OF WITNESS

Generally, Rule 608/AC(9)

OFFER OF PROOF

Generally, Rule 103/AC(14)-(19); App.Pr.R. 33

OFFICIAL ELECTRONIC RECORDS

Authentication, Gov. C. § 2051.155, Gov. C. § 2051.156 Legal material, Gov. C. § 2051.152 et seq., Gov. C. § 2051.154

OFFICIAL PUBLICATIONS

Authentication, Rule 902(5)

OIL AND GAS

Certificate as evidence, Nat.Res. C. § 115.043

OPEN BED TRUCKS

Offense, riding in, Transp. C. § 545.414

"OPENING THE DOOR"

Generally, Rule 106; Rule 107

OPERATIVE FACT

Generally, Rule 801(a)-(d)/AC(4)-(6)

OPINION OF LAY WITNESS

Conclusory, Rule 701/AC(6)

Fact versus opinion, Rule 701/AC(1)

Hearsay statements, Rule 801(e)(2)/AC(2); Rule 803(6)

Helpfulness, Rule 701/AC(4)

Illustrations, Rule 701/AC(5)

Mixed question of law and fact, Rule 701/AC(6)

Requirement of personal knowledge, Rule 701/AC(3)

Ultimate issue, Rule 701/AC(6); Rule 704

OPINION TESTIMONY

Character, generally, Rule 405

Truthful character, Rule 608/AC(4), (7)

OPINIONS

Admission by party-opponent, Rule 801(e)(2)/AC(2)

Business records, Rule 803(6)

Hearsay, Rule 801(e)(2)/AC(2); Rule 803(b)

Ultimate issue, Rule 701/AC(6); Rule 704

OPPORTUNITY

Generally, Rule 404(b)

OPPOSING PARTY STATEMENT

Adoptive, Rule 801(2)/AC(5), (6)

Agents, Rule 801(e)(2)/AC(7)-(11)

Attacking and supporting credibility of declarant, Rule 806

Authorized, Rule 801(e)(2)/AC(7), (8)

Best Evidence Rule, Rule 1007

Coconspirator, Rule 801(e)(2)/AC(12), (13)

Employees, Rule 801(e)(2)/AC(7)-(11)

Impeachment, Rule 613

Opinions, Rule 801(e)(2)/AC(2)

Personal knowledge, Rule 801(e)(2)/AC(3)

Scope of employment, Rule 801(e)(2)/AC(7)-(11)

Servants, Rule 801(e)(2)/AC(7)-(11)

Silence, Rule 801(e)(2)/AC(5), (6)

OPTIONAL COMPLETENESS

Generally, Rule 106; Rule 107

ORDER OF EXAMINATION AND PRESENTATION

Generally, Rule 611/AC(3); C.Cr.P. arts. 29.13, 36.01, 36.02, 36.07, 36.08; Civ.Pr.R. 265, 266, 269, 270

ORIGINAL

Best Evidence Rule, Rule 1001/AC(7); Rule 1002

OTHER ACCIDENTS

Generally, Rule 401/AC(12)

OTHER CONTRACTS

Generally, Rule 401/AC(10)

OTHER CRIMES, WRONGS, OR ACTS

Generally, Rules 404(a), 404(b); C.Cr.P. art. 38.37, 404(b); C.Cr.P. art. 38.471 Child, disabled, or elderly individual, exploitation of, C.Cr.P. art. 38.471

OTHER FRAUDS OR MISCONDUCT

Generally, Rule 404(b)/AC(5)

OTHER STATES

Law of, Rule 202

PAMPHLETS

Generally, Rule 803(18)

PANDEMIC

Exposure, liability for causing, CP & R C. § 148.003

PARDON

Generally, Rule 609/AC(9)

PARKS

Convictions, affidavits certifying, P&W C. § 12.117

PARTY STATEMENT

Generally, Rule 801(e)(2)

PARTY'S OWN WITNESS

Generally, Rule 607/AC(8); Rule 611/AC(6)

PAST RECOLLECTION RECORDED

Generally, Rule 612/AC(4); Rule 803(5); CKL 10

PAYMENT OF MEDICAL EXPENSES

Generally, Rule 409

Offers to pay, Rule 409

Other purposes, Rule 409/AC(5)

Similar expenses, Rule 409/AC(3)

PEACE OFFICER AS CHARACTER WITNESS

Generally, Rule 405/AC(6)

PEN PACKETS

Generally, C.Cr.P. art. 42.09

PERIODICALS

Generally, Rule 803(18)

Authentication, Rule 902(6)

PERSONAL HISTORY

Generally, Rule 804(b)(3)

PERSONAL KNOWLEDGE

Generally, Rule 602

Admissions, Rule 801(e)(2)/AC(3)

PERSONAL KNOWLEDGE—Cont'd

Character witnesses, Rule 405/AC(6); Rule 608/AC(3)-(4)

Opinion of lay witness, Rule 701/AC(3)

Relationship to hearsay, Rule 602/AC(6)

Relationship to opinion testimony, Rule 602/AC(5)

Standard of proof, Rule 602/AC(4)

PHOTOGRAPHS

Generally, Rule 401/AC(8); CKL 8

Best Evidence Rule, Rule 1001/AC(6); Rule 1002/AC(8)

Child victims in certain countries, photo documentation of, Gov. C. § 420.032

Expert witness identification from, Rule 702/AC(5)

Foundation, Rule 401/AC(8); CKL 8

Identification

Expert witness identification from, Rule 702/AC(5)

Photograph and live lineup identification, C.Cr.P. art. 38.20

Theft cases, C.Cr.P. art 38.34

Unfair prejudice, Rule 401/AC(8); Rule 403/AC(5)

PHYSICAL AND MENTAL EXAMINATION OF PARTIES

Generally, Civ.Pr.R. 204

PHYSICIAN-PATIENT PRIVILEGE

Generally, Rule 509; Occ. C. § 159.001 et seq.

Alcohol abuser, Rule 509/AC(10)

Claiming, Rule 509/AC(7)

Confidential communication, Rule 509/AC(6)

Criminal cases, Rule 509/AC(2)

Drug abuser, Rule 509/AC(10)

Exceptions, Rule 509/AC(8)

Instructing jury concerning claim of, Rule 513/AC(7)

Offensive use doctrine, Rule 509/AC(8)

Physical and mental examination of parties, Civ.Pr.R. 167a

Physician defined, Rule 509/AC(4)

Rationale, Rule 509/AC(1)

Records, Rule 509/AC(5)

Third parties, Rule 509/AC(6)

Waiver, Rule 509/AC(9); Rule 511

PLEA DISCUSSIONS

Generally, **Rule 410/AC(5)**

PLEA OF GUILTY

Generally, Rule 410/AC(1), (4); Rule 803(22)

PLEAS

Generally, Rule 410

Guilty pleas, generally, Rule 410/AC(1), (4); C.Cr.P. art. 27.02, 27.14

Nolo contendere pleas, Rule 410/AC(1), (4); C.Cr.P. art. 27.02, 27.14

Offered against someone else, Rule 410/AC(6)

Optional completeness, Rule 410/AC(7)

PLEAS—Cont'd

Related statements, Rule 410/AC(5)

Traffic violations, Rule 410/AC(4); C.Cr.P. art. 27.14

Videoconference, plea by, C.Cr.P. art. 27.18

Withdrawn guilty pleas, Rule 410/AC(4)

Withdrawn nolo contendere pleas, Rule 410/AC(4)

PODIATRIST-PATIENT

Privileges, Occ. C. § 202.401 et seq.

POLICE

Character witness, police as, Rule 405/AC(6)

POLITICAL VOTE PRIVILEGE

Generally, Rule 506; Elect. C. §§ 1.019, 221.009

PREGNANT MINORS

Abortion, this index

PRELIMINARY QUESTIONS OF FACT

Generally, Rule 104

Applicability of rules, Rule 101; Rule 104/AC(4)

Authentication, Rule 104/AC(5); Rule 901/AC(3)

Best Evidence Rule, Rule 1008

Connecting up, Rule 104/AC(6)

Hearing in presence of jury, Rule 104

Judge and jury, Rule 104; Rule 401/AC(6)-(8); Rule 404(b)/AC(4); Rule 901/AC(3); Rule 1008

Privileges applicable, Rule 101; Rule 104/AC(4)

Relevancy conditioned on fact, Rule 104/AC(5), (6); Rule 401/AC(7); Rule 404(b)/ AC(4)

Testimony of accused, Rule 104

PRESENT SENSE IMPRESSION

Generally, **Rule 803(1)**

PRESERVING ERROR

Generally, Rule 103; Rule 105; App.Pr.R. 33

PRESUMPTIONS

Criminal cases, Article III/AC(2), Penal C. § 2.05

Death, C.Cr.P. art 38.32

Genetic testing, Est.C §§ 204.102, 204.152

Paternity, Fam. C. § 160.204

PRETRIAL DETENTION

Applicability of rules, Rule 101

PREVIOUS SEXUAL CONDUCT OF COMPLAINANT

Generally, Rule 404(a)/AC(8); Rule 412

Admissibility, Rule 412

Constitutionally compelled, Rule 412/AC(6)

Defined, Rule 412/AC(4)

PREVIOUS SEXUAL CONDUCT OF COMPLAINANT—Cont'd

Impeachment, Rule 412/AC(5)

Method of proof, Rule 412/AC(1), (5)

Prior false accusations, Rule 412/AC(4)

Procedures, Rule 412/AC(7)

Promiscuity as substantive defense, Rule 412/AC(2)

Relationship to character evidence, Rule 412/AC(3)

Scientific or medical evidence, Rule 412/AC(5)

Sexual exploitation action, Rule 412/AC(8); CP & R C. § 81.008

With defendant, Rule 412/AC(5)

PREVIOUSLY TESTED EVIDENCE

Procedures, C.Cr.P. art. 11.0731

PRIOR CONDUCT OF A WITNESS

Generally, Rule 613/AC(12)

PRIOR CONSISTENT STATEMENT

Generally, Rule 613/AC(3), (10); Rule 801(e)(1)/AC(3)-(5); CKL 7

PRIOR CONVICTION

Annulment, Rule 609/AC(9)

Balancing factors, Rule 609/AC(5); CKL 12

Bias, Rule 609/AC(14)

Certificate of rehabilitation, Rule 609/AC(9)

Details of offense, Rule 609/AC(8)

Enhancement, Rule 609/AC(14)

Explanations, Rule 609/AC(8)

Federal rule distinguished, Rule 609/AC(2)

Felony, Rule 609/AC(4)

Foreign convictions, Rule 609/AC(4)

General rule of admissibility, Rule 609/AC(1)

Impeachment, Rule 609; CKL 12

Juvenile adjudication, Rule 609/AC(10)

Method of proof, Rule 609/AC(7)

Misdemeanor, Rule 609/AC(3)

Moral turpitude, Rule 609/AC(3)

More than 10 years elapsed, Rule 609/AC(6)

Motions in limine, Rule 609/AC(12)

Notice, Rule 609/AC(13)

Pardon, Rule 609/AC(9)

Penalty stage of criminal trial, Rule 404(a)(13)-(18)

Pendency of appeal, Rule 609/AC(11)

Remote conviction, Rule 609/AC(6)

Repeat sex offender capital case, C.Cr.P. art 37.072

Timing of ruling, Rule 609/AC(12)

To rebut misstatements, Rule 609/AC(14)

PRIOR IDENTIFICATION OF PERSON

Generally, Rule 613/AC(3); Rule 801(e)(1)/AC(6)

PRIOR INCONSISTENT STATEMENT

Generally, Rule 613/AC(3)-(9)

Collateral and non-collateral, Rule 613/AC(7)

Extrinsic proof, Rule 613/AC(7)

Foundation requirement, Rule 613/AC(6); CKL 7

Hearsay, Rule 613/AC(3); Rule 801(e)(1)/AC(2)

Lack of recollection, Rule 613/AC(5)

Own witness, Rule 607/AC(8)

Requirement of inconsistency, Rule 613/AC(5)

Silence, Rule 613/AC(5)

Theory, Rule 613/AC(3)

PRISONERS

Inmate witnesses, C.Cr.P. art. 38.073

PRIVILEGE

Executive branch of government, Gov. C. §§ 420.071 et seq., 531.854 et seq.

PRIVILEGES

Generally, Rule 501

Abuse and neglect, Fam. C. §§ 261.101, 261.202; H&S C. § 252.128

Against self-incrimination, Rule 513/AC(3) and (6)-(7); U.S.Const. amend. V; Tx.Const. art. I § 10

Alcohol abuser privilege, Rule 509; Rule 510

Alternative dispute resolution, CP & R C. §§ 154.053, 154.073, 172.206

Applicability of rules as to, Rule 101; Rule 104/AC(4)

Arbitration of international commercial disputes, CP & R C. § 172.206

Attorneys. Lawyer-Client Privilege, this index

Banking, Fin. C. §§ 31.305, 31.306, 96.354, 185.204, 371.206

Chiropractor, Occ. C. § 201.401 et seq.

Civil investigative demands, B & C C. § 15.10

Claiming outside hearing of jury, Rule 513/AC(4)

Clergy member, Rule 505; Rule 511/AC(13)

Comment on claim of, Rule 513

Constitutional, Rule 501; Rule 513; U.S.Const. amend. V; Tx.Const. art. I § 10

Convalescent and nursing homes, H&S C. § 242.049

Crime Stoppers, Gov. C. § 414.008

Dentist, Occ. C. § 258.101 et seq., 258.208, 258.209

Disciplinary procedure rules, RDP 15.08, 15.10

Disclosure, voluntary, waiver by, Rule 511

Disclosure under compulsion, Rule 512/AC(3)

Disclosure without opportunity to claim, Rule 512/AC(4)

Doctors. Physician-Patient Privilege, this index

Drug abuser privilege, Rule 509; Rule 510

Environmental, health, and safety audit, H&S C. §§ 1101.001 et seq.

Executive branch of government, Gov. C. § 414.008

Family violence victim-advocate privilege, Fam. C. §§ 93.001 et seq.

Financial institutions, Fin. C. §§ 31.305, 31.306, 96.354, 185.204, 371.206; Occ. C. § 901.161

PRIVILEGES—Cont'd

Health, generally, H&S C. §§ 34.009 et seq.

Health facilities, H&S C. §§ 241.151 et seq.

Health professions, generally, Occ. C. § 159.002 et seq.

Husband-wife counselor, Fam. C. § 6.705

Husband-wife privilege. Marital Privileges, this index

Identity of Informer Privilege, this index

Inference from claim of, Rule 504/Ac(9); Rule 513

Instructing jury, Rule 513/AC(7)

Insurance, Ins. C. § 830.0011, Occ. C. § 160.051 et seq.

Intermediate care facilities, H&S C. § 252.128

Lawyer-Client Privilege, this index

Marital Privileges, this index

Medical committees, records of, H&S C. §§ 161.031 et seq.

Medical peer review committee reports, records, etc., Occ. C. §§ 160.002 et seq., 303.006, 303.007

Mental Health Information Privilege, this index

Nurse, Occ. C. § 301.466

Physician-Patient Privilege, this index

Podiatrist-patient, Occ. C. § 202.401 et seq.

Political vote, Rule 506; Elect. C. §§ 1.019, 221.009

Psychotherapist-patient privilege, Rule 510; H&S C. §§ 611.001-611.006

Public Accountancy Board, Occ. C. § 901.161

Required reports, Rule 502

Savings banks, **Fin. C. § 119.102**

Self-incrimination, Rule 513; U.S.Const. amend. V; Tx.Const. art. I § 10

Sermons privileged from disclosure to governmental unit, CP & R C. § 150A.002

Sexually violent predators, information the identifies victim, H&S C. § 841.1462

Statutory, Rule 501

Surgical assistants, Occ. C. § 206.157

Trade secret, Rule 507

Trust companies, Fin. C. §§ 185.204, 186.214

Veterinarians, Occ. C. §§ 801.207, 801.353

Waiver

Generally, Rule 511

Implied, Rule 511

Written, Rule 509/AC(8); Rule 510/AC(11)

Waiver by giving character testimony, **Rule 511/AC(13)**

Waiver by voluntary disclosure, Rule 511

Work product, Rule 503/AC(4); Civ.Pr.R. 192

PROCESS OR SYSTEM

Generally, Rule 901

PRODUCTION OF WITNESSES' STATEMENTS

Generally, Rule 615

Procedure, Rule 615/AC(5)

Statements defined, Rule 615/AC(4)

Tape recordings, Rule 615/AC(4)

PRODUCTION OF WITNESSES' STATEMENTS—Cont'd

Use before the jury distinguished, **Rule 615/AC(3)**

PRODUCTS LIABILITY

Generally, Rule 407/AC(6)

PROPERTY VALUE

Owner's estimation of value and supporting documents, **Tax. C. §§ 22.01, 22.07** Review, scope of, **Tax. C. § 42.23** Sales of similar. **Rule 401/AC(11)**

PROTECTIVE ORDERS

Family violence, hearsay statements of child victim, Fam C. § 84.006

PROVOCATION

Generally, Rule 404(a)/AC(9)

PSYCHOTHERAPIST-PATIENT PRIVILEGE

Mental Health Information Privilege, this index

PUBLIC DOCUMENTS

Authentication, Rule 902

PUBLIC RECORDS

Authentication, Rule 901; Rule 902
Best Evidence Rule, Rule 1005
Certified copy, Rule 902; Rule 1005
Compared copy, Rule 1005
Foreign, Rule 902
Foundation for offering, CKL 9
Hearsay, Rule 803(8)-(10)
Self-authentication, Rule 902

PUBLIC SAFETY

Confidentiality, Lab. C. § 4001.154 Meetings, Lab. C. § 4001.154 Records, Lab. C. § 4001.154

PUBLIC UTILITY COMMISSION OF TEXAS

Criminal history record information, access to, Gov. C. § 411.14031

PUNISHMENT ASSESSMENT

Applicability of rules, Rule 404(a)/AC(13); Rule 101

Extraneous offenses, relevancy to, Rule 404(a)/AC(15)-(18); Rule 405/AC(4); C.Cr.P. arts. 37.07 \S 3, 37.011 \S 3(a), 37.071 \S 2(a)

Opinion testimony, **Rule 404(a)/AC(14)**; **Rule 405/AC(5)**; **C.Cr.P. 37.07** § 3 Reputation testimony, **Rule 404(a)/AC(14)**; **Rule 405/AC(5)**; **C.Cr.P. 37.07** § 3

PUNITIVE DAMAGES

Exemplary Damages, this index

PURPOSE AND CONSTRUCTION

Generally, Rule 102

QUALIFICATIONS OF EXPERT WITNESS

Generally, Rule 702/AC(3)

RAPE

Previous Sexual Conduct of Complainant, this index Rape shield provision, **Rule 412**

REAL EVIDENCE

Authentication, Rule 401/AC(8); Rule 901; CKL 8 Definition, Rule 401/AC(8)
Foundation for offering exhibits, CKL 8
Relevancy, Rule 401/AC(3), (8); Rule 403/AC(5)
Tangible objects, Rule 401/AC(8); CKL 8

REASONABLE RELIANCE BY EXPERT

Generally, **Rule 703/AC(6)-(7)**

RECEIVERSHIP PROCEEDINGS

Financial institutions, Fin. C. § 66.355

RECENT FABRICATION

Generally, Rule 613/AC(10); Rule 801(e)(1)/AC(3), (4)

RECORDED RECOLLECTION

Generally, Rule 612/AC(4); Rule 803(5); CKL 10

RECORDS

Public safety, Lab. C. § 4001.154

RECORDS OF REGULARLY CONDUCTED ACTIVITY

Generally, Rule 803(6), (7); CKL 6, 16

RECROSS EXAMINATION

Generally, Rule 611/AC(10)

REDIRECT EXAMINATION

Generally, Rule 611/AC(10)

REFRESHING RECOLLECTION

Before testifying, Rule 612/AC(9)

Documents, Rule 612/AC(6)-(10)

During deposition, Rule 612/AC(10)

Leading questions, Rule 612/AC(5)

Past recollection recorded distinguished, Rule 612/AC(4)

While testifying, Rule 612/AC(5)-(8)

REGULATIONS

Failure to comply, tort liability, CP & R C. § 72.053

REHABILITATION OF WITNESS

See also Cross-Examination; Impeachment, this index

Generally, **Rule 607/AC(10)**

Biased, witness impeached as, Rule 607/AC(10); Rule 613/AC(12)

Bolstering distinguished, Rule 607/AC(9); Rule 608/AC(6)

REHABILITATION OF WITNESS—Cont'd

Capacity, witness impeached as to, Rule 607/AC(10)

Character for truthfulness, Rule 608/AC(7)-(8)

Child witness, Rule 607/AC(5)

Explaining prior convictions, Rule 609/AC(8)

Prior consistent statement, Rule 607/AC(10); Rule 613/AC(10)

Prior convictions, witness impeached by, Rule 607/AC(10); Rule 608/AC(7); Rule 609/AC(8)

Prior inconsistent statement, witness impeached by, Rule 607/AC(10); Rule 613/AC(6)

Untruthful, witness impeached as, Rule 607/AC(10); Rule 608/AC(6)-(7)

RELATED WRITINGS OR RECORDED STATEMENTS

Generally, Rule 106; Rule 410/AC(7)

RELEVANCY

Generally, Rules 401-403

Background information, Rule 401/AC(3)

Circumstantial evidence, Rule 404(a)

Conditional, Rule 104/AC(5), (6); Rule 401/AC(7); Rule 404(b)/AC(4)

Confusion of issues, Rule 403/AC(6)

Connecting up, Rule 104/AC(6)

Cumulative evidence, Rule 403/AC(7)

Definition and nature, Rule 401/AC(1); Rule 403

Demonstrative evidence, Rule 401/AC(8); CKL 8

Exclusion of relevant evidence, Rule 401/AC(5); Rule 402/AC(3); Rule 403

Expert opinions, Rule 702/AC(6)-(11); CKL 3-5

Fact of consequence, Rule 401/AC(3)

Irrelevant evidence, Rule 402

Legal relevancy, Rule 401/AC(5); Rule 402/AC(3)

Logical relevancy, Rule 401/AC(5)

Materiality, Rule 401/AC(3); Rule 404(b)/AC(5)

Misleading, Rule 403/AC(6)

Nondisputed facts, Rule 401/AC(3); Rule 404(b)/AC(5)

Other

Accidents, Rule 401/AC(12)

Contracts, Rule 401/AC(10)

Crimes, wrongs, or acts, Rule 404(a)/AC(15)-(17); Rule 404(b); Pen. C. § 31.03

Frauds or misconduct. Rule 404(b)/AC(5)

Preliminary questions of fact, Rule 104/AC(5), (6); Rule 401/AC(6)

Property value, proof of, Rule 401/AC(11)

Punitive damages, Rule 401/AC(14); CKL 15

Real evidence, Rule 401/AC(8); Rule 403/AC(5); CKL 8

Relevancy conditioned on fact, **Rule 104/AC(5)**, **(6)**; **Rule 401/AC(7)**; **Rule 404(b)/ AC(4)**

Res gestae, Rule 404(b)/AC(9)

Similar events and transactions, Rule 401/AC(10)

Surprise, Rule 403/AC(3); Rule 404(b)/AC(12)

Test for relevant evidence, Rule 401

RELEVANCY—Cont'd

Trial concerns, Rule 403/AC(4), (7)

Undue delay, Rule 403/AC(7)

Unfair prejudice, Rule 403/AC(4)-(5); Rule 404(b)/AC(4)-(5)

Waste of time, Rule 403/AC(7)

RELIGION

Definition of religious organization or religious worship, CP & R C. § 150A.001 Records of religious organizations, Rule 803(11)

Sermons privileged from disclosure to governmental unit, CP & R C. § 150A.002 Witnesses, Rule 610

REMAINDER OF WRITINGS OR RECORDED STATEMENTS, Civ.Pr.R. 281

Generally, Civ.Pr.R. 281, Rule 106, Rule 410/AC(7)

REMEDIAL MEASURES

Subsequent Remedial Measures, this index

RENDITION

Applicability of rules, Rule 101

REPETITIVE QUESTION

Generally, Rule 611/AC(12)

REPLY LETTER DOCTRINE

Generally, Rule 901/AC(9)

REPRODUCED REAL EVIDENCE

Generally, Rule 401/AC(8); CKL 8

REPUTATION

Boundaries, Rule 803(20)

Character, Rule 404(a)/AC(4)-(11), (14); Rule 405; Rule 803(21)

General history, Rule 803(20)

Personal and family history, Rule 803(23)

Truthfulness, Rule 608/AC(3), (7)-(8)

REQUIRED REPORTS PRIVILEGE

Generally, Rule 502

Workers' health and safety, injury report, Lab. C. §§ 409.005, 411.035

RES GESTAE

Generally, Rule 404(b)/AC(9); Rule 803(2)

RESIDENCE OF WITNESS

Generally, Rule 608/AC(9)

REVERSIBLE ERROR

Generally, Rule 103/AC(4); App.Pr.R. 44

ROUTINE PRACTICE

Generally, Rule 406

RULE OF OPTIONAL COMPLETENESS

Generally, Rule 106; Rule 107

RULINGS ON EVIDENCE

Generally, Rule 103; App.Pr.Rs. 33, 44

RUNNING OBJECTION

Generally, Rule 103/AC(7)

SAME CONDITION

Generally, Rule 401/AC(8); Rule 901/AC(5)

SCHOOLS

Truancy Court, this index

SCOPE OF CROSS-EXAMINATION

Generally, Rule 611/AC(9)

SCOPE OF RULES

Generally, Rule 101

SEARCH AND SEIZURE

Generally, U.S.Const. amend. IV; Tx. Const. art. I § 9

Applicability of rules, **Rule 101**

SECONDARY EVIDENCE

Best Evidence Rule, Rule 1002; Rule 1004

SECRECY

Preservation, CP & R C. § 134A.006

SECURITIES ACT

Certified copies as evidence, CP & R C. § 4001.154

SELF-AUTHENTICATION

Generally, Rule 902

Acknowledged documents, Rule 902(8)

Business records, Rule 902/AC(6)

Certified copies of public records, Rule 902/AC(4)

Chain of custody, C.Cr.P. art. 38.42

Commercial paper, Rule 902/AC(5); B & C C. §§ 3.308, 3.505

Documents produced in discovery, Rule 902/AC(7); Civ.Pr.R. 193

Domestic public documents not under seal, Rule 902(2)

Domestic public documents under seal, Rule 902(1)

Foreign public documents, Rule 902(3)

Forensic analysis, C.Cr.P. art. 38.35

Newspapers and periodicals, Rule 902(6)

Official publications, Rule 902(5)

Statutes or other rules, Rule 902/AC(7)

Trade inscriptions, Rule 902(7)

SELF-DEFENSE

Generally, Rule 404(a)/AC(8)-(11); C.Cr.P. art. 38.36

SELF-INCRIMINATION PRIVILEGE

Generally, Rule 513/AC(3) and (6)-(7); U.S.Const. amend. V; Tx.Const. art. I § 10

SENTENCING

Applicability of rules, Rule 404(c); Cr.R. 1101

Extraneous offenses, relevancy to, Rule 404(a)/AC(15)-(18); Rule 405/AC(4); C.Cr.P. arts. 37.07 § 3, 37.011 § 3(a), 37.071 § 2(a)

Opinion testimony, **Rule 404(a)/AC(14)**; **Rule 405/AC(5)**; **C.Cr.P. art. 37.07** § 3 Reputation testimony, **Rule 404(a)/AC(14)**; **Rule 405/AC(5)**; **C.Cr.P. art. 37.07** § 3

SEQUESTRATION OF WITNESSES

Generally, Rule 614; C.Cr.P. arts. 36.03, 36.05, 36.06; Civ.Pr.R. 267

SERVANT ADMISSIONS

Generally, Rule 801(e)(2)/AC(7)-(11)

SETTLEMENT

Compromise, this index

SEXUAL CONDUCT

Admissibility of extraneous offenses, Rule 404(b)/AC(6)

Child sexual abuse syndrome, Rule 702/AC(12)

Child victim fantasizing, Rule 607/AC(5); CKL 1

Child victim manipulation, Rule 607/AC(5); CKL 1

Previous Sexual Conduct of Complainant, this index

Rape, this index

Repeat sex offender capital case, C.Cr.P. art 37.072

Sexually violent predators, **H&S C. §§ 841.061, 841.1462**

Victim, evidence from forensic medical examination, C.Cr.P. art 38.435

SIGNATURE

Generally, B & C C. § 3.308

SILENCE

Admissions, Rule 801(e)(2)/AC(5), (6)

Impeachment, Rule 613/AC(5)

SIMILAR ACCIDENTS

Generally, Rule 401/AC(12)

SISTER STATE LAW

Generally, Rule 202

SOBRIETY TESTS

Admissibility, Transp. C. § 724.061 et seq.

SOUND RECORDINGS

Generally, Rule 1001; CKL 8

SPECIFIC INSTANCES OF CONDUCT

Character Evidence, this index

Cross-examining reputation or opinion witness, **Rule 608/AC(8)**

Fact witness, Rule 608/AC(5)

Notice of intent to offer, Rule 404(a)/AC(18); Rule 404(b)/AC(12); C.Cr.P. arts. $37.07 \ \S \ 3, 38.37$

Proof of, C.Cr.P. art. 38.471, Rule 404(a)/AC(15)-(18); Rule 404(b)/AC(4); C.Cr.P. arts. 37.07 § 3, 37.011 § 3(a), 37.071 § 2(a), 38.37

SPECIFIC INSTANCES OF CONDUCT—Cont'd

To prove fact other than propensity, Rule 404(a)/AC(9) and (15)-(18); Rule 404(b); C.Cr.P. art. 38.37

SPECULATION

Generally, Rule 602/AC(5); Rule 611

SPONTANEOUS STATEMENTS

Generally, Rule 803(2)

SPOUSE

Marital Privileges, this index

STALKING

Generally, C.Cr.P. art. 38.46

STANDARDS

Failure to comply, tort liability, CP & R C. § 72.053

STATE OF MIND

Generally, Rule 404(a)/AC(9); Rule 404(b)/AC(5)-(7); Rule 803(3)

STATEMENT AGAINST INTEREST

Generally, Rule 803(24)

STRICT LIABILITY

Generally, Rule 407/AC(6)

SUBPOENA

Death, immunity from subpoena and discovery, H&S C. § 674.008

Executive branch, Gov. C. § 531.1021

Health professions, Occ. C. § 258.209

Medical review, Occ. C. §§ 160.009, 602.1525, 603.2041

SUBSCRIBING WITNESSES

Generally, Rule 903

SUBSEQUENT REMEDIAL MEASURES

Generally, Rule 407

Condition of place or object, Rule 407/AC(8)

Defined, Rule 407/AC(3)

Feasibility, Rule 407/AC(8)

"If controverted," Rule 407/AC(8)

Impeachment, Rule 407/AC(9)

Other purposes, Rule 407/AC(8)

Ownership, control, Rule 407/AC(8)

Rationale, Rule 407/AC(1)

Recall notice, Rule 407/AC(7)

Strict liability cases, Rule 407/AC(6)

Third party measures, Rule 407/AC(5)

Timing of measure, Rule 407/AC(4)

SUBSTANTIAL CHANGE OF CONDITION

Workers' compensation, Lab. C. § 410.307

SUBSTANTIALLY SAME CONDITION

Generally, Rule 401/AC(8), (12); Rule 901/AC(5)

SUMMARIES

Generally, Rule 1006; CKL 11

SUPPRESSED EVIDENCE

Generally, Rule 402/AC(3); C.Cr.P. arts. 38.22, 38.23

Certain evidence not admissible, C.Cr.P. art. 18A.205

Intercepted communications

Disclosure or use of, C.Cr.P. art. 18A.351 et seq.

Sealing and custody, C.Cr.P. art. 18A.453 et seq.

TAMPERING WITH WITNESSES

Generally, C.Cr.P. art. 38.48

TANGIBLE OBJECTS

Generally, Rule 401/AC(8)

TAPE RECORDINGS

Generally, Rule 615/AC(4); Rule 1001; CKL 8; H&S C. § 242.849

TELECOMMUNICATIONS

Admissibility in evidence, B & C C. § 322.013

Authentication, **Rule 901/AC(10)**

TESTATORS

Generally, Rule 803(3)/AC(8)

"THE RULE"

Generally, Rule 614; C.Cr.P. arts. 36.05, 36.06; Civ.Pr.R. 267

THEFT CASES

Generally, Penal C. § 31.03

Photographs, C.Cr.P. art 38.34

THEN-EXISTING MENTAL, EMOTIONAL OR PHYSICAL CONDITION

Generally, Rule 803(3)

TIME OF OBJECTION

Generally, Rule 103/AC(5)-(7)

TITLE OF RULES

Generally, Rule 101

TORT LIABILITY

Admissibility of visual depictions of collision, **CP & R C. § 72.055** Employee negligence, operating commercial motor vehicle, **CP & R C. § 72.054**

Failure to comply with regulations or standards, CP & R C. § 72.053

TRADE INSCRIPTIONS

Authentication, Rule 902(7)

TRADE SECRETS PRIVILEGE

Generally, Rule 507

TRAFFIC OFFENSES

Generally, Rule 410/AC(4)

TRANSCRIPTS OF TAPE RECORDINGS

Generally, Rule 1001/AC(9)

TRANSLATION FOREIGN LANGUAGE DOCUMENTS

Generally, Rule 1009

TRUANCY COURT

Adjudication hearing, Fam. C. § 65.101 Enforcement hearing, Fam. C. § 65.259 Judgment, Fam. C. § 65.101

ULTIMATE ISSUE

Generally, Rule 704

UNAVAILABILITY

Definition, Rule 804(a)

UNEMPLOYMENT

Collateral estoppel doctrine, Lab. C. § 213.007

UNSWORN DECLARATION

Generally, CP & R C. § 132.001

USAGE OF TRADE

Generally, B & C C. § 1.303

USE BEFORE THE JURY

Generally, Rule 615/AC(3)

VERBAL ACTS

Generally, Rule 801(a)-(d)/AC(4)-(6)

VERBAL ASSERTIONS

Generally, Rule 801(a)-(d)

VERBAL NONASSERTIVE CONDUCT

Generally, Rule 801(a)-(d)/AC(2)

VERDICT

Attack by juror, Rule 606; Civ.Pr.R. 327; App.Pr.R. 21 Outside influence, Rule 606/AC(5); Civ.Pr.R. 327

VEXATIOUS LITIGANTS

Generally, CP & R C. § 11.051

VICTIM IMPACT EVIDENCE

Generally, Rule 401/AC(13); C.Cr.P. art 56.03

VICTIM'S CHARACTER

Generally, Rule 404(a)/AC(8)-(11)

VICTIMS OF FAMILY VIOLENCE

Family Violence, this index

VICTIMS' RIGHTS

Generally, Tx. Const. art. 1 § 30

VIDEOCONFERENCING

Plea or waiver of rights by, C.Cr.P. art. 27.18

VIDEOTAPED TESTIMONY

Child witness, Fam. C. § 104.003, Fam. C. § 264.408

Medicaid or Medicare recipients or caregivers, depositions of, C.Cr.P. art. 39.026 Professionals, Fam. C. § 104.007

VITAL STATISTICS

Generally, **Rule 803(9)**

VOICE IDENTIFICATION

Generally, Rule 901/AC(10)

VOIR DIRE AS TO ADMISSIBILITY

Bases of expert opinion, Rule 705/AC(5)

Competency of lay witness, Rule 601/AC(7)

Qualifications of expert witness, Rule 702/AC(3)

VOUCHER RULE

Generally, **Rule 607/AC(1)**, (8)

WAIVER

Objection, Rule 103; Rule 609/AC(12)

Privilege, H&S C. § 1101.105, Ins. C. § 830.0011, Ins. C. § 831.0011, Rule 508/AC(8); Rule 509/AC(9); Rule 510/AC(13); Rule 511; Rule 512

Videoconferene, plea or waiver of rights by, C.Cr.P. art. 27.18

WARRANTS

Applicability of rules, Rule 101

WATER

Administrative orders, admissibility, Water C. § 7.071

Dam safety, Water C. § 12.052

WEAPONS

Evidence, failure to forbid handguns, CP & R C. § 95A.0001

WILDLIFE

Convictions, affidavits certifying, P&W C. § 12.117

WILL CASES

Generally, Rule 803(3)/AC(8)

WITHDRAWN PLEAS

Generally, Rule 410/AC(4)

WITNESSES

Address of witness, Rule 608/AC(9)

Bolstering, Rule 607/AC(8); Rule 608/AC(6)

Character evidence, Rule 608

Child victim fantasizing, Rule 607/AC(5); CKL1

WITNESSES—Cont'd

Child victim manipulating CITERule 607/AC(5), CKL1

Child Witness, this index

Claiming privilege, Rule 513/AC(4)

Competency, Rule 405/AC(6); Rule 601

Cross-Examination, this index

Defendant may testify, C.Cr.P. art 38.08

Estates of decedents, Est.C § 54.051

Exclusion, Rule 614; C.Cr.P. arts. 36.03, 36.05, 36.06; Civ.Pr.R. 267

Expert Witnesses, this index

Impeachment, this index

Inmate witnesses, C.Cr.P. art. 38.073

Leading questions, **Rule 611/AC(5)-(8)**

Occupation, Rule 608/AC(9)

Privileges, this index

Production of Witnesses' Statements, this index

Rehabilitation, Rule 607/AC(8); Rule 608/AC(7)

Rehabilitation of Witness, this index

Residence, Rule 608/AC(9)

Sequestration, Rule 614; C.Cr.P. arts. 36.03, 36.05, 36.06; Civ.Pr.R. 267

Waiver of privilege by character testimony, Rule 511/AC(13)

WORK PRODUCT

Generally, Rule 503/AC(4); Civ.Pr.R. 166b; Fam. C. § 107.007

X-RAYS

Generally, Rule 1001