

# Competence to Testify

- \_ Has the capacity to perceive accurately events, and the capacity to remember and/or record the events
  
- \_ Did, in fact, perceive, and can recollect the event or series of events
  
- \_ Declares in court to tell the truth, understanding both the concept of truth and the duty to tell the truth
  
- \_ Is able to recollect the event spontaneously or with the assistance of the recording to refresh the witness' memory
  
- \_ Has the capacity to comprehend questions and express him or herself understandably, either directly or with a translator