

# HOUSE BILL 1407

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HB 1284/15 – HRU

7lr2499

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By: **Delegate Glass**

Introduced and read first time: February 10, 2017

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Search Warrants – Full Names**

3 FOR the purpose of requiring a certain search warrant to include the full legal name of the  
4 person to be searched; and generally relating to search warrants.

5 BY repealing and reenacting, with amendments,  
6 Article – Criminal Procedure  
7 Section 1–203(a)(3)  
8 Annotated Code of Maryland  
9 (2008 Replacement Volume and 2016 Supplement)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
11 That the Laws of Maryland read as follows:

12 **Article – Criminal Procedure**

13 1–203.

14 (a) (3) The search warrant shall:

15 (i) be directed to a duly constituted police officer, the State Fire  
16 Marshal, or a full–time investigative and inspection assistant of the Office of the State Fire  
17 Marshal and authorize the police officer, the State Fire Marshal, or a full–time  
18 investigative and inspection assistant of the Office of the State Fire Marshal to search the  
19 suspected person, building, apartment, premises, place, or thing and to seize any property  
20 found subject to seizure under the criminal laws of the State;

21 (ii) name or describe, with reasonable particularity:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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1                                   1.     the [person,] **FULL LEGAL NAME OF THE PERSON TO BE**  
2 **SEARCHED OR THE** building, apartment, premises, place, or thing to be searched;

3                                   2.     the grounds for the search; and

4                                   3.     the name of the applicant on whose application the search  
5 warrant was issued; and

6                                   (iii) if warranted by application as described in paragraph (2) of this  
7 subsection, authorize the executing law enforcement officer to enter the building,  
8 apartment, premises, place, or thing to be searched without giving notice of the officer's  
9 authority or purpose.

10                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 October 1, 2017.