

Changes between HB 245 and the 3st Substitute

HB245 line #	HB245 (original bill)	3st Sub line #	Changes made in 3st Substitute
100-1	For no-knock warrants, there must be both an existing <i>and</i> imminent threat to someone inside the building.	110-2	The threat can either be existing <i>or</i> imminent, to someone inside and <i>outside</i> the building—including the officers themselves.
94	Under a knock-and-announce warrant, officers must “knock loudly... at least three separate times.”	100-1	Officers must simply knock “more than once” (with the exception in the row below).
	N/A	105-7	Officers do not need to continue knocking or waiting if they have “probable cause to believe that an occupant has knowledge that the officer is demanding entry and is unwilling to promptly allow the officer entry.”
95-6	Under a knock-and-announce warrant, officers must “wait at least 30 seconds” after knocking “for the third time”		The arbitrary amount of time is <i>removed</i> . (As has the requirement in the 2nd sub to wait for them to come from the furthest point in the building.)
133-4	Forcible entry warrants are not allowed for possession w/ the intent to distribute drugs (in addition to existing law which excludes them for possession).		This has been <i>removed</i> .
115	Supervisory officials must review warrant requests using the affidavit and “other relevant information.”	126	“Other relevant information” has been removed as a criteria. (This was in the 2018 bill.)
121	Forcible entry warrants affidavits must articulate certain information to the judge	132	This has been narrowed to apply only to no-knock warrants instead.

Note: Because statute distinguishes between search and arrest warrants, the above provisions of the bill are replicated in each section. There are two spots in the bill for each of these issues where the language is repeated.