

SEARCH WARRANT AMENDMENT

2001 GENERAL SESSION

STATE OF UTAH

Sponsor: DeMar Bud Bowman

This act modifies the Code of Criminal Procedure regarding search warrants by providing a specific definition of the term "daytime."

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

77-23-201, as renumbered and amended by Chapter 142, Laws of Utah 1994

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **77-23-201** is amended to read:

77-23-201. "Search warrant" defined.

~~[A search]~~ As used in this part:

(1) "Daytime" means the hours beginning at 6 a.m. and ending at 10 p.m. **§ LOCAL TIME. §**

(2) "Search warrant" is an order issued by a magistrate in the name of the state and directed to a peace officer, describing with particularity the thing, place, or person to be searched and the property or evidence to be seized by him and brought before the magistrate.

Legislative Review Note

as of 1-9-01 12:58 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

