



LAWS OF ALASKA

1969

Source

HCSSB 208

Chapter No.

17

AN ACT

Relating to search warrants, amending Alaska State Supreme Court Criminal Rule 37(a).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. Alaska State Supreme Court Rule of Criminal Procedure 37(a) is amended to read:

(a) SEARCH WARRANT: ISSUANCE AND CONTENTS. A search warrant authorized by law shall issue only on affidavit sworn to before the judge or magistrate or any person authorized to take oaths under the law of the state, and establishing the grounds for issuing the warrant. If the judge or magistrate is satisfied that grounds for the application exist or that there is probable cause to believe that they exist, he shall issue a warrant identifying the property and naming or describing the person or place to be searched. The warrant shall be directed to a peace officer of the state authorized to enforce or assist in enforcing any law thereof. It shall state the grounds or probable cause for its issuance and the names of the persons whose affidavits have been taken in support thereof. It shall command the officer to search forthwith the person or place named for the property specified. The warrant shall direct that it be served between 7:00 a.m. and 10:00 p.m., but if an affiant is positive that the property is on the person or in the place to be searched, the warrant may direct that it be served at any time. It shall designate the superior court judge or the magistrate to whom it shall be returned.