

2019 Regular Session

SENATE BILL NO. 68

BY SENATOR GARY SMITH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CRIMINAL PROCEDURE. Provides relative to search warrants. (8/1/19)

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AN ACT

To amend and reenact Code of Criminal Procedure Art. 163(C) and to enact Code of Criminal Procedure Art. 163(E), relative to search warrants; to provide relative to search warrants for data or information contained on a computer or other electronic device; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Art. 163(C) is hereby amended and reenacted and Code of Criminal Procedure Art. 163(E) is hereby enacted to read as follows:

Art. 163. Officer to whom directed; time for execution; electronic devices

* * *

C. Except as authorized by Article 163.1 or as otherwise provided in this Article, a search warrant cannot be lawfully executed after the expiration of the tenth day after its issuance.

* * *

E.(1) Notwithstanding any other provision of law to the contrary, if a warrant is issued to search for and seize data or information contained in or on a computer, disk drive, flash drive, cellular telephone, or other electronic,

