

HB 1315 -- Adverse Result Search Warrants

Sponsor: Lipke

This bill changes the laws regarding search warrants. In its main provisions, the bill:

- (1) Establishes procedures for search warrants where notification of the existence of the search warrant causes an adverse result including danger to the life or physical safety of an individual, flight from prosecution, the destruction or tampering with evidence, the intimidation of witnesses, or serious jeopardy to an investigation;
- (2) Specifies that records sought under the search warrant be produced within five business days of receipt;
- (3) Requires a showing of good cause by a foreign corporation that an extension of time will not cause an adverse result;
- (4) Specifies that any attempt made to quash the warrant must be made in the court that issues the warrant within the time required for production of records;
- (5) Requires Missouri corporations providing electronic communication services, when served with a warrant from another state, to produce records pertaining to customer identification, data stored by or on behalf of the customer, the customer's usage of those services, or the destination or content of the communications as if the warrant had been issued by a Missouri court; and
- (6) Gives immunity to Missouri corporations providing records sought under a search warrant as specified in the bill.