

Senate Engrossed

State of Arizona  
Senate  
Forty-seventh Legislature  
First Regular Session  
2005

CHAPTER 51

# SENATE BILL 1113

AN ACT

AMENDING SECTION 13-3918, ARIZONA REVISED STATUTES; RELATING TO SEARCH WARRANTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-3918, Arizona Revised Statutes, is amended to  
3 read:

4 13-3918. Time of execution and return

5 A. A search warrant shall be executed WITHIN FIVE CALENDAR DAYS FROM  
6 ITS ISSUANCE and returned to a magistrate within ~~five~~ THREE COURT BUSINESS  
7 days after ~~its date~~ THE WARRANT IS EXECUTED. Upon expiration of ~~that time~~  
8 THE FIVE DAY PERIOD, the warrant, ~~unless it is executed or~~ IS VOID unless the  
9 time is extended by a magistrate, ~~is void~~. The time for execution ~~and return~~  
10 of the warrant may be extended for no longer than five CALENDAR days. The  
11 documents and records of the court relating to the search warrant need not be  
12 open to the public until the ~~execution and return of the warrant or the~~  
13 ~~expiration of the five day period after issuance~~ WARRANT IS DEEMED VOID  
14 PURSUANT TO THIS SECTION UNLESS A MAGISTRATE ORDERS THE TIME TO BE SHORTENED  
15 OR LENGTHENED FOR GOOD CAUSE. Thereafter, if the warrant has been ~~served~~  
16 EXECUTED, ~~such~~ THE documents and records shall be open to the public as a  
17 judicial record.

18 B. If a duplicate original search warrant has been executed, the peace  
19 officer who executed the warrant shall enter the exact time of its execution  
20 on its face.

APPROVED BY THE GOVERNOR APRIL 11, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2005.

Passed the House April 4, 2005,

by the following vote: 55 Ayes,

0 Nays, 5 Not Voting

Speaker of the House

Chief Clerk of the House

Passed the Senate February 7, 2005,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

President of the Senate

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5th day of April, 2005

at 2:15 o'clock P. M.

Secretary to the Governor

Approved this 11 day of

April, 2005,

at 10<sup>05</sup> o'clock A. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 11 day of April, 2005

at 1:35 o'clock P. M.

Secretary of State

S.B. 1113