

2019 -- H 5720

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2019

A N A C T

RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS

Introduced By: Representatives Filippi, Place, Roberts, and Nardone

Date Introduced: February 27, 2019

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 12-5 of the General Laws entitled "Search Warrants" is hereby
2 amended by adding thereto the following section:

3 **12-5-11. Sealing of search warrant.**

4 The clerk of any court receiving an application for the issuance of a search warrant shall
5 seal the application and all related records and orders until such time as charges are brought
6 against any individual or entity pursuant to or with respect to such warrant, unless the court
7 issuing the warrant issues an order granting an individual or entity relief from the seal upon good
8 cause shown, including an assertion that the record is necessary for the preparation of a defense
9 by the person or entity charged.

10 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO CRIMINAL PROCEDURE -- SEARCH WARRANTS

- 1 This act would require the sealing of an application for a search warrant unless the court
- 2 issuing the warrant issues an order granting relief from the seal.
- 3 This act would take effect upon passage.

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