

HOUSE BILL No. 2191

By Committee on Judiciary

2-7

1 AN ACT concerning crimes, punishment and criminal procedure; relating
2 to execution of search warrants; electronically stored information;
3 amending K.S.A. 2018 Supp. 22-2503 and repealing the existing
4 section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2018 Supp. 22-2503 is hereby amended to read as
8 follows: 22-2503. (a) Except as provided in ~~subsection~~ *subsections (b) and*
9 *(c)*, search warrants issued by a district magistrate judge may be executed
10 only within the judicial district in which the judge resides or within the
11 judicial district to which the judge has been assigned pursuant to K.S.A.
12 20-319, and amendments thereto.

13 (b) Search warrants issued pursuant to ~~subsection (a)(2)~~ of K.S.A. 22-
14 2502(a)(2), and amendments thereto:

15 (1) That are issued by a district judge may be executed anywhere
16 within the state; and

17 (2) shall be valid during the time period specified by the warrant
18 regardless of whether the tracking device or the subject person or property
19 leaves the issuing jurisdiction.

20 (c) *Warrants issued for electronically stored information, electronic*
21 *devices or media capable of storing electronically stored information*
22 *located within Kansas authorize the transfer of such information, devices*
23 *or media for further examination and review to anywhere within the state*
24 *of Kansas or outside the state of Kansas at any time after the seizure*
25 *unless otherwise specified in the warrant. The provisions of this subsection*
26 *shall apply prospectively to warrants issued after July 1, 2019.*

27 (d) As used in this section, "tracking data" and "tracking device" have
28 the same meanings as defined in K.S.A. 22-2502, and amendments thereto.

29 Sec. 2. K.S.A. 2018 Supp. 22-2503 is hereby repealed.

30 Sec. 3. This act shall take effect and be in force from and after its
31 publication in the statute book.