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John Resman  
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Senator Warren  
Senate Judiciary Committee

Madam Chair and members of the committee thank you for the opportunity to submit testimony in support of HB 2299. The intent of this bill is to extend the time in which a search warrant may be served from 96 hours to 240 hours (10 days). There are currently 26 states that allow 10 days to serve a search warrant which include Missouri, Oklahoma, Iowa, and Nebraska. Colorado allows 14 days. Kansas and Illinois allow 96 hours. The extended time could ensure everyone's safety, both the public and law enforcement.

During my career in law enforcement, I was able to see firsthand how additional time can ensure the safety of serving a search warrant. As a member of the Kansas City Metro Squad investigating a homicide in Missouri it became necessary to serve a search warrant. Being a law enforcement officer from Kansas I assumed the time frame to serve a search warrant was 96 hours. As the Office-in-Charge of the investigation, I wanted to serve the search warrant within the time frame allowed in Kansas. I learned from Missouri officers their state allows 10 days to serve a search warrant and in this investigation Missouri officers would serve the search warrant when it was at the safest time to do so.

As with any problem or task the more time to complete the task the greater the chance of it being successful. The same holds true serving a search warrant. Serving a search warrant has been and will always be unpredictable and dangerous. We have all heard news reports from across the United States that have resulted in serious injuries or death. If Kansas law enforcement officers are given additional

time like their counterparts in surrounding states, they may be able to better control a situation or not feel pressured to execute a search warrant with time running out or when it may not be convenient to unsure everyone's safety.

There have been times that I have been personally involved in serving a search warrant that resulted in injuries and required a response from Med-Act. I am thankful while serving a search warrant none ever resulted in a death. Prior to the serving a search warrant, we have always tried to identify persons living or staying in the area where we intended to serve the search warrant. We often conducted drive-bys, conducted surveillance to learn everything we could about the people that would be affected by the search warrant. However, this takes time. With additional time it could make the difference in avoiding violence, may not be necessary to serve a search warrant at night and will allow officers to wait until it is the safest time to serve a search warrant, to include when children are not present.

Most search warrants are served within hours of a judge signing a search warrant. HB 2299 will give law enforcement additional time and allow them to wait until it is the safest time to serve a search warrant.

Respectfully,

Rep. John Resman