



AN ACT GENERALLY REVISING CRIMINAL PROCEDURE LAWS; REQUIRING A SEARCH WARRANT TO BE EXHIBITED TO A KNOWN LAWFUL OCCUPANT OF A PROPERTY TO BE SEARCHED; AMENDING SECTION 46-5-227, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 46-5-227, MCA, is amended to read:

"46-5-227. Service and return of search warrant. Service of a search warrant is made by exhibiting the original warrant or a duplicate original warrant at the place to be searched, ~~or to the person to be searched,~~ or to a known lawful occupant of a property to be searched. The officer taking property under the warrant shall give to the person from whom or from whose premises the property is taken a copy of the search warrant and a receipt for the property taken or shall leave the copy and receipt at the place from which the property was taken. Failure to leave a copy and receipt may not render the property seized inadmissible at trial."

Section 2. Effective date. [This act] is effective on passage and approval.

- END -

I hereby certify that the within bill,
SB 444, originated in the Senate.

Secretary of the Senate

President of the Senate

Signed this _____ day
of _____, 2025.

Speaker of the House

Signed this _____ day
of _____, 2025.

SENATE BILL NO. 444

INTRODUCED BY J. TREBAS

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