

THE DIRECTOR MAY APPLY TO A JUDGE OF THE DISTRICT COURT OR A CIRCUIT COURT FOR A SEARCH WARRANT TO ENTER THE APPROVED DWELLING OF AN OFFENDER IN THE PROGRAM TO SEARCH FOR THE OFFENDER.

(B) SAME — FORM AND CONTENTS.

AN APPLICATION FOR A SEARCH WARRANT SHALL:

(1) BE IN WRITING;

(2) BE VERIFIED BY THE APPLICANT; AND

(3) DESCRIBE THE PREMISES TO BE SEARCHED AND THE NATURE, SCOPE, AND PURPOSE OF THE SEARCH.

(C) ISSUANCE OF WARRANT.

A JUDGE WHO RECEIVES AN APPLICATION FOR A SEARCH WARRANT MAY ISSUE A WARRANT ON A FINDING THAT:

(1) THE SCOPE OF THE PROPOSED SEARCH IS REASONABLE; AND

(2) OBTAINING CONSENT TO ENTER THE PREMISES MAY JEOPARDIZE THE ATTEMPT TO TAKE CUSTODY OF THE OFFENDER.

(D) SCOPE OF WARRANT.

(1) A SEARCH WARRANT ISSUED UNDER THIS SECTION SHALL SPECIFY THE LOCATION OF THE PREMISES TO BE SEARCHED.

(2) A SEARCH CONDUCTED IN ACCORDANCE WITH A SEARCH WARRANT ISSUED UNDER THIS SECTION MAY NOT EXCEED THE LIMITS SPECIFIED IN THE WARRANT.

(E) EXECUTION AND RETURN.

A SEARCH WARRANT ISSUED UNDER THIS SECTION SHALL BE EXECUTED AND RETURNED TO THE ISSUING JUDGE:

(1) WITHIN THE PERIOD SPECIFIED IN THE WARRANT, WHICH MAY NOT EXCEED 30 DAYS FROM THE DATE OF ISSUANCE; OR

(2) WITHIN 15 DAYS AFTER THE WARRANT IS ISSUED, IF NO PERIOD IS SPECIFIED IN THE WARRANT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-602B.

In subsection (a) of this section, the former reference to "the Director's designee" is deleted as included in the defined term "Director". See § 6-101(d) of this subtitle.

In the introductory language of subsection (b) of this section, the reference to an application "for a search warrant" is added to state expressly that which was only implied in the former reference to an "application".