

COMMITTEE ON CRIMINAL JUSTICE REFORM
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2751
(Reference to printed bill)

1 Page 1, strike lines 10 through 13, insert:

2 "B. THE MAGISTRATE MAY AUTHORIZE AN UNANNOUNCED ENTRY on a
3 reasonable showing that an announced entry to execute the warrant would
4 endanger the safety of any person or would result in the destruction of any
5 of the items described in the warrant, ~~the magistrate shall authorize an~~
6 ~~unannounced entry~~ DUE TO ANY OF THE FOLLOWING FACTORS:

- 7 1. UNDERLYING CHARGES.
- 8 2. WEAPONS INFORMATION.
- 9 3. GANG ACTIVITY.
- 10 4. FORTIFICATION OF THE STRUCTURE.
- 11 5. DOCUMENTED VIOLENCE POTENTIAL OF THE SUSPECT AND OTHER ASSOCIATES
12 OR OCCUPANTS RELATED TO THE ADDRESS.
- 13 6. DOCUMENTED VIOLENCE POTENTIAL OR CALLS FOR SERVICE RELATED TO THE
14 ADDRESS ITSELF.
- 15 7. FIRSHAND KNOWLEDGE BY THE DETECTIVE OF THE SUSPECTS AND TARGET
16 LOCATION.
- 17 8. ANY OTHER FACTOR WHICH A MAGISTRATE MAY CONSIDER RELEVANT."

18 Reletter to conform

19 Page 2, line 7, after the period insert "A WARRANT AUTHORIZED PURSUANT TO SECTION
20 13-3915, SUBSECTION B SHALL BE EXECUTED BY A MEMBER OF A SPECIAL WEAPONS
21 AND TACTICS TEAM IF PRACTICABLE."

22 Strike lines 8 through 12

23 Reletter to conform

1 Page 2, lines 15 and 17, strike "PROVIDING AUDIBLE"

2 Strike lines 19 through 24, insert:

3 "3. A magistrate has authorized an unannounced entry pursuant to
4 section 13-3915.

5 4. The particular circumstances and the objective articulable facts
6 are such that a reasonable officer would believe that giving notice of the
7 officer's authority and purpose before entering would endanger the safety
8 of any person or result in the destruction of evidence."

9 Strike lines 25 through 32

10 Reletter to conform

11 Page 3, strike lines 3 through 27

12 Amend title to conform

And, as so amended, it do pass

WALTER "WALT" BLACKMAN
CHAIRMAN

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02/17/2021
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