

## CHAPTER 46

## SEARCH WARRANTS

S. F. 37

AN ACT to amend chapters 96 (ninety-six), 475 (four hundred seventy-five), and 617 (six hundred seventeen) of the code relating to search warrants.

*Be it enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section 1968 (nineteen hundred sixty-eight) of the  
2 code is amended by striking out the first 7 (seven) lines thereof and  
3 by inserting in lieu thereof the following:

4 "1968. Information for search warrant. Any credible resident of  
5 this state may, before any magistrate, except a judge of the supreme  
6 court, make written information, supported by his oath or affirmation,  
7 that he has reason to believe and does believe that at a named place  
8 in the county in which the magistrate is an officer and wherein the  
9 information is filed:".

1 SEC. 2. Section 1975 (nineteen hundred seventy-five) of the code  
2 is repealed and the following is enacted in lieu thereof:

3 "1975. Procedure. The procedure in the trial of cases not com-  
4 menced before a judge of the district court may be the same, sub-  
5 stantially as in case of misdemeanors triable before justices of the  
6 peace. Proceedings commenced before a judge of the district court  
7 may be treated as pending in the district court and be disposed of  
8 under the general procedure therein provided except as it may be  
9 herein modified."

1 SEC. 3. Section 1981 (nineteen hundred eighty-one) of the code  
2 is amended by inserting immediately after the word "may" in line  
3 2 (two) the following: ", when the proceedings are not before a  
4 judge of the district court,".

1 SEC. 4. Section 10666 (ten thousand six hundred sixty-six) of the  
2 code is amended by adding in the 17th (seventeenth) line and im-  
3 mediately after the word "include" the following words: "search  
4 warrant proceedings and".

1 SEC. 5. Section 13418 (thirteen thousand four hundred eighteen)  
2 of the code is amended by inserting immediately after the word  
3 "magistrate" in line 3 (three) the following: ", other than a judge  
4 of the supreme court,".

Approved March 31, A. D. 1927.