

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 1149

Amending Criminal Rule 37(b)
concerning search warrant
returns.

IT IS ORDERED:

1. Criminal Rule 37(b) is amended to provide:

(b) **Execution and Return with Inventory.**

....

(2) shall leave the copies and the receipt at the place from which the property was taken.

The return shall be made promptly and shall be accompanied by a written inventory of any property taken as a result of the search pursuant to or in conjunction with the warrant. The inventory shall be made in the presence of the applicant for the warrant and the person from whose possession or premises the property was taken, if they are present, or in the presence of at least one credible person other than the applicant for the warrant or the person from whose possession or premises the property was taken, and shall be signed by the officer under the penalty of perjury pursuant to AS 09.63.020 or sworn to in front of a [THE] magistrate or judge, or a notary public. The magistrate or judge or the court to which the return is made [JUDGE OR MAGISTRATE] shall upon request deliver a copy of the inventory to the person from whom or

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from whose premises the property was taken and
to the applicant for the warrant.

DATED: September 9, 1993

EFFECTIVE DATE: July 15, 1994

Chief Justice Moore

Justice Rabinowitz

Justice Burke

Justice Matthews

Justice Compton