

understand or communicate the English language is deleted as unnecessary in light of the general reference to a defendant who "cannot readily understand or communicate the English language and cannot understand a charge made against the defendant or help present the defense".

As to the appointment and compensation of interpreters generally, see § 9-114 of the Courts Article.

1-203. SEARCH WARRANTS.

(A) IN GENERAL.

(1) A CIRCUIT COURT JUDGE OR DISTRICT COURT JUDGE MAY ISSUE FORTHWITH A SEARCH WARRANT WHENEVER IT IS MADE TO APPEAR TO THE JUDGE, BY APPLICATION AS DESCRIBED IN PARAGRAPH (2) OF THIS SUBSECTION, THAT THERE IS PROBABLE CAUSE TO BELIEVE THAT:

(I) A MISDEMEANOR OR FELONY IS BEING COMMITTED BY A PERSON OR IN A BUILDING, APARTMENT, PREMISES, PLACE, OR THING WITHIN THE TERRITORIAL JURISDICTION OF THE JUDGE; OR

(II) PROPERTY SUBJECT TO SEIZURE UNDER THE CRIMINAL LAWS OF THE STATE IS ON THE PERSON OR IN OR ON THE BUILDING, APARTMENT, PREMISES, PLACE, OR THING.

(2) AN APPLICATION FOR A SEARCH WARRANT SHALL BE:

(I) IN WRITING;

(II) SIGNED AND SWORN TO BY THE APPLICANT; AND

(III) ACCOMPANIED BY AN AFFIDAVIT THAT:

1. SETS FORTH THE BASIS FOR PROBABLE CAUSE AS DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION; AND

2. CONTAINS FACTS WITHIN THE PERSONAL KNOWLEDGE OF THE AFFIANT THAT THERE IS PROBABLE CAUSE.

(3) THE SEARCH WARRANT SHALL:

(I) BE DIRECTED TO A DULY CONSTITUTED POLICE OFFICER AND AUTHORIZE THE POLICE OFFICER TO SEARCH THE SUSPECTED PERSON, BUILDING, APARTMENT, PREMISES, PLACE, OR THING AND TO SEIZE ANY PROPERTY FOUND SUBJECT TO SEIZURE UNDER THE CRIMINAL LAWS OF THE STATE; AND

(II) NAME OR DESCRIBE, WITH REASONABLE PARTICULARITY:

1. THE PERSON, BUILDING, APARTMENT, PREMISES, PLACE, OR THING TO BE SEARCHED;

2. THE GROUNDS FOR THE SEARCH; AND