

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 185

100TH GENERAL ASSEMBLY

0327H.02P

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 210.1014, RSMo, and to enact in lieu thereof one new section relating to the Amber Alert System.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 210.1014, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 210.1014, to read as follows:

210.1014. 1. There is hereby created the "Amber Alert System Oversight Committee", whose primary duty shall be to develop criteria and procedures for the Amber alert system and shall be housed within the department of public safety. The committee shall regularly review the function of the Amber alert system and revise its criteria and procedures in cooperation with the department of public safety to provide for efficient and effective public notification. As soon as practicable, the committee shall adopt criteria and procedures to expand the Amber alert system to provide urgent public alerts related to homeland security, criminal acts, health emergencies, and other imminent dangers to the public health and welfare.

2. The Amber alert system oversight committee shall consist of ten members of which seven members shall be appointed by the governor with the advice and consent of the senate. Such members shall represent the following entities: two representatives of the Missouri Sheriffs' Association; two representatives of the Missouri Police Chiefs Association; one representative of small market radio broadcasters; one representative of large market radio broadcasters; one representative of television broadcasters. The director of the department of public safety shall also be a member of the committee and shall serve as chair of the committee. Additional members shall include one representative of the highway patrol and one representative of the department of health and senior services. **Notwithstanding the provisions of this subsection,**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 any Amber alert system oversight committee member, other than the director of the
19 department of public safety and law enforcement committee members, may alternatively
20 be a representative of the outdoor advertising industry, a representative of the Missouri
21 broadcasters association, or a representative of the public at large; except that no more
22 than one committee member shall be a representative of the outdoor advertising industry,
23 no more than one committee member shall be a representative of the Missouri broadcasters
24 association, and no more than one committee member shall be a representative of the
25 public at large.

26 3. Members of the oversight committee shall serve a term of four years, except that
27 members first appointed to the committee shall have staggered terms of two, three, and four years
28 and shall serve until their successor is duly appointed and qualified.

29 4. Members of the oversight committee shall serve without compensation, except that
30 members shall be reimbursed for their actual and necessary expenses required for the discharge
31 of their duties.

32 5. The Amber alert system oversight committee shall promulgate rules for the
33 implementation of the Amber alert system. Any rule or portion of a rule, as that term is defined
34 in section 536.010, that is created under the authority delegated in this section shall become
35 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if
36 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the
37 powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective
38 date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of
39 rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid
40 and void.

41 6. Amber alerts issued in this state shall include an embedded Uniform Resource
42 Locator (URL) which references a resource on the internet that provides additional
43 information or technological capabilities.

44 7. (1) The provisions of this subsection shall be known and may be cited as the
45 "Honing Alerts Issued by Law Enforcement for Youth Safety Act," or "HAILEY'S Law".

46 (2) The Amber alert system shall be integrated into the Missouri Uniform Law
47 Enforcement System (MULES) and the Regional Justice Information Service (REJIS) to
48 expedite the reporting of child abductions.

49 8. The Amber alert system oversight committee shall submit a report to the general
50 assembly on or before January 1, 2020, and annually thereafter, regarding the activities
51 and rules promulgated throughout the preceding year. The report shall include the
52 following:

53 (1) The changes in criteria and procedures for the Amber alert system;

- 54 **(2) The Amber alert system oversight committee's review of the function of the**
- 55 **Amber alert system;**
- 56 **(3) The meeting notices and minutes;**
- 57 **(4) A list of members;**
- 58 **(5) Reimbursements; and**
- 59 **(6) Any new rules promulgated.**

