

1 **SENATE FLOOR VERSION**

2 February 27, 2017

3 **AS AMENDED**

4 SENATE BILL NO. 823

5 By: Pugh

6 **[public health and safety - definitions -**
7 **implementation - effective date]**

8
9 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

10 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-1990.2, is
11 amended to read as follows:

12 Section 1-1990.2. As used in the Silver Alert Act:

13 1. "Alert" means the statewide silver alert for missing senior
14 citizens or distressed individuals;

15 2. "Local law enforcement agency" includes, but is not limited
16 to, a county sheriff's office, a police department of a municipality
17 or city, or the state highway patrol;

18 3. "Media outlet" includes but is not limited to radio
19 stations, television stations, newspapers and local support
20 organizations; and

21 4. "Missing senior citizen or distressed individual" means a
22 person:

23 a. whose whereabouts are unknown,
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- 1 b. whose age at the time the person is first reported
2 missing is sixty (60) years of age or older and who is
3 believed to be suffering from dementia or other
4 cognitive impairment, ~~and~~
5 c. whose disappearance poses a credible threat to the
6 safety and health of the person, as determined by a
7 local law enforcement agency, or
8 d. whose current mental health status prohibits them from
9 reasonable and prudent judgment.

10 SECTION 2. AMENDATORY 63 O.S. 2011, Section 1-1990.3, is
11 amended to read as follows:

12 Section 1-1990.3. The Department of Public Safety shall develop
13 and implement a statewide silver alert system to be activated on
14 behalf of a missing senior citizen or distressed individual in
15 cooperation with the Department of Transportation, the Department of
16 Human Services, any local law enforcement agency, the Oklahoma
17 Association of Broadcasters and any other appropriate state or local
18 agencies.

19 SECTION 3. AMENDATORY 63 O.S. 2011, Section 1-1990.4, is
20 amended to read as follows:

21 Section 1-1990.4. The Commissioner of Public Safety is the
22 statewide coordinator of the silver alert system and shall:
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1 1. Adopt rules and issue directives as necessary to ensure
2 proper implementation of the alert. The rules and directives shall
3 include:

4 a. the procedures to be used by a local law enforcement
5 agency to verify whether a senior citizen or an
6 individual:

7 (1) is missing,

8 (2) is believed to be suffering from dementia or
9 other cognitive impairment, ~~and~~

10 (3) is one whose disappearance is believed to pose a
11 credible risk to the health and safety of the
12 missing person, or

13 (4) is currently undergoing a mental health crisis,

14 b. the criteria for local law enforcement agencies to
15 consider in circumstances in which a missing person
16 may not meet the age requirements of a silver alert
17 but whose safety would be best protected by the
18 issuance of a silver alert,

19 c. the procedures for local law enforcement agencies to
20 follow in initiating a statewide silver alert,

21 d. the method whereby information is distributed to
22 statewide media outlets,

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- 1 e. the procedures for the receipt and evaluation of
2 information received from the public about the missing
3 senior citizen or individual, and
4 f. the procedure for the termination of a silver alert;
5 and

6 2. Coordinate with local and statewide media outlets for the
7 rapid and accurate announcement of a silver alert to the public.

8 SECTION 4. This act shall become effective November 1, 2017.

9 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES
10 February 27, 2017 - DO PASS AS AMENDED

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