

State of Arizona
Senate
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 39
SENATE BILL 1162

AN ACT

AMENDING SECTION 41-1728, ARIZONA REVISED STATUTES; RELATING TO THE SILVER
ALERT NOTIFICATION SYSTEM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1728, Arizona Revised Statutes, is amended to
3 read:

4 41-1728. Silver alert notification system: requirements:
5 definition

6 A. The department shall establish the silver alert notification
7 system as a quick response system designed to issue and coordinate alerts
8 following the report of a missing person who is sixty-five years of age or
9 older or who has A DEVELOPMENTAL DISABILITY, Alzheimer's disease or
10 dementia as described in subsection B of this section.

11 B. On the request of an authorized person at a law enforcement
12 agency that is investigating a report of a missing person who is
13 sixty-five years of age or older or who has A DEVELOPMENTAL DISABILITY,
14 Alzheimer's disease or dementia, the department shall request an
15 activation of the emergency alert system and issue a silver alert if all
16 of the following conditions are met:

17 1. The missing person is sixty-five years of age or older or has A
18 DEVELOPMENTAL DISABILITY, Alzheimer's disease or dementia.

19 2. The law enforcement agency investigating the missing person
20 report:

21 (a) Has used all available local resources.

22 (b) Has determined that the person has gone missing under
23 unexplained or suspicious circumstances.

24 (c) Believes that the missing person is in danger because of age,
25 health, mental or physical disability, environment or weather conditions,
26 that the missing person is in the company of a potentially dangerous
27 person or that there are other factors indicating that the missing person
28 may be in peril.

29 3. There is information available that, if disseminated to the
30 public, could assist in the safe recovery of the missing person.

31 4. The department has been designated to use the federally
32 authorized emergency alert system for the issuance of silver alerts.

33 C. If the department issues a silver alert pursuant to this
34 section, the department shall provide the silver alert information to any
35 other entity that provides similar notifications in this state.

36 D. FOR THE PURPOSES OF THIS SECTION, "DEVELOPMENTAL DISABILITY" HAS
37 THE SAME MEANING PRESCRIBED IN SECTION 36-551.

APPROVED BY THE GOVERNOR MARCH 20, 2018.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 20, 2018.