

REFERENCE TITLE: silver alert; criteria; notification

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HB 2894

Introduced by
Representative Powell

AN ACT

AMENDING SECTION 41-1728, ARIZONA REVISED STATUTES; RELATING TO THE
DEPARTMENT OF PUBLIC SAFETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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

41-1728. Silver alert notification system; requirements; definition

A. The department shall establish the silver alert notification system as a quick response system designed to issue and coordinate alerts following the report of a missing person who ~~is sixty-five years of age or older or who~~ has a developmental disability, Alzheimer's disease, ~~or~~ dementia **OR ANY OTHER DISABILITY OR IS SIXTY YEARS OF AGE OR OLDER** as described in subsection B of this section.

B. On the request of an authorized person at a law enforcement agency that is investigating a report of a missing person who ~~is sixty-five years of age or older or who~~ has a developmental disability, Alzheimer's disease, ~~or~~ dementia **OR ANY OTHER DISABILITY OR IS SIXTY YEARS OF AGE OR OLDER**, the department shall request an activation of the emergency alert system and issue a silver alert if all of the following conditions are met:

1. The missing person ~~is sixty-five years of age or older or~~ has a developmental disability, Alzheimer's disease, ~~or~~ dementia **OR ANY OTHER DISABILITY OR IS SIXTY YEARS OF AGE OR OLDER**.

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

(a) Has used all available local resources **WITHIN A TWENTY-FOUR-HOUR PERIOD**.

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

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

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

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

C. THE DEPARTMENT SHALL REQUEST AN ACTIVATION OF THE EMERGENCY ALERT SYSTEM AND ISSUE A SILVER ALERT PURSUANT TO SUBSECTION B OF THIS SECTION AS SOON AS POSSIBLE IF THE MISSING PERSON IS YOUNGER THAN EIGHTEEN YEARS OF AGE.

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

~~D.~~ E. For the purposes of this section, "developmental disability" has the same meaning prescribed in section 36-551.