

REFERENCE TITLE: missing children; cellular; location disclosure

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

HB 2929

Introduced by
Representatives Carter P: Biasiucci, Gillette

AN ACT

AMENDING SECTION 8-901, ARIZONA REVISED STATUTES; RELATING TO MISSING,
KIDNAPPED AND RUNAWAY CHILDREN.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 8-901, Arizona Revised Statutes, is amended to
3 read:

4 8-901. Missing, kidnapped or runaway children; mandatory
5 reporting; location information; disclosure;
6 definitions

7 A. A law enforcement agency that receives a report of a missing,
8 kidnapped or runaway child shall do all of the following:

9 1. Within two hours after receiving the report and all necessary
10 and available information, submit the following information to the Arizona
11 crime information center, the national crime information center computer
12 networks and the national missing and unidentified persons system:

13 (a) The name, date of birth, sex, race, height, weight and eye and
14 hair color of the child.

15 (b) A recent photograph of the child, if available.

16 (c) The date and location of the last known contact with the child.

17 (d) The category under which the child is reported missing.

18 2. Not later than thirty days after the original entry of the
19 record, verify and update the record with any additional information,
20 including, where available, medical and dental records and a photograph
21 taken during the previous one hundred eighty days.

22 3. Institute or assist with appropriate search and investigative
23 procedures.

24 4. Maintain a close liaison with state and local child welfare
25 systems and the national center for missing and exploited children for the
26 exchange of information and technical assistance in the missing child
27 case.

28 5. Grant permission to the national crime information center
29 terminal contractor for this state to update the missing child record in
30 the national crime information center computer networks with additional
31 information that is learned during the investigation and that relates to
32 the missing child.

33 B. A law enforcement agency that receives a report of a missing,
34 kidnapped or runaway child who is in the foster care system shall notify
35 the national center for missing and exploited children in addition to the
36 entities listed in subsection A of this section.

37 C. An entry may not be removed from any database or system until
38 the child is found or the case is closed.

39 D. A CELLULAR TELEPHONE CARRIER SHALL DISCLOSE LOCATION INFORMATION
40 OF A MISSING, KIDNAPPED OR RUNAWAY CHILD WHO IS UNDER EIGHTEEN YEARS OF
41 AGE TO A LAW ENFORCEMENT OFFICER OR AN EMPLOYEE OF A LAW ENFORCEMENT
42 AGENCY IF:

43 1. THERE IS REASONABLE SUSPICION TO BELIEVE A CELLULAR DEVICE IS IN
44 THE POSSESSION OF THE CHILD AND THE CHILD MAY BE INVOLVED IN AN EMERGENCY

1 SITUATION THAT COULD RESULT IN THE RISK OF DEATH OR SERIOUS
2 PHYSICAL INJURY.

3 2. WITHIN THE PRECEDING TWENTY-FOUR HOURS, A CELLULAR DEVICE WAS
4 USED BY A PARENT OR LEGAL GUARDIAN TO MAKE AN EMERGENCY 911 CALL TO
5 REQUEST EMERGENCY ASSISTANCE.

6 E. IF A CELLULAR TELEPHONE CARRIER DISCLOSES LOCATION INFORMATION
7 TO A LAW ENFORCEMENT OFFICER OR AN EMPLOYEE OF A LAW ENFORCEMENT AGENCY
8 PURSUANT TO THIS SECTION, THE CELLULAR TELEPHONE CARRIER SHALL RETAIN:

9 1. THE NAME OF THE LAW ENFORCEMENT OFFICER OR THE EMPLOYEE OF THE
10 LAW ENFORCEMENT AGENCY.

11 2. A DESCRIPTION OF THE LOCATION REQUEST FROM A LAW ENFORCEMENT
12 OFFICER OR THE EMPLOYEE OF A LAW ENFORCEMENT AGENCY.

13 3. A DECLARATION THAT THE DISCLOSURE OF THE LOCATION INFORMATION IS
14 NEEDED BASED ON ONE OF THE CONDITIONS DESCRIBED IN SUBSECTION D OF THIS
15 SECTION.

16 F. A CELLULAR TELEPHONE CARRIER THAT DISCLOSES LOCATION INFORMATION
17 UNDER THIS SECTION IS NOT LIABLE FOR THAT DISCLOSURE.

18 G. FOR THE PURPOSES OF THIS SECTION:

19 1. "CELLULAR TELEPHONE CARRIER" MEANS A WIRELESS SERVICES PROVIDER
20 AS DEFINED IN SECTION 9-591 OR A MOBILE CARRIER THAT PROVIDES WIRELESS
21 COMMUNICATION SERVICES TO CUSTOMERS AND THAT IS REGULATED BY THE FEDERAL
22 COMMUNICATIONS COMMISSION.

23 2. "MOBILE CARRIER" MEANS A COMPANY THAT PROVIDES WIRELESS
24 CONNECTIVITY TO MOBILE DEVICES.