

HB

59

<TARGET><BILL>HB 59</BILL><SUBJECT>HB
59</SUBJECT><COMM>HMLV28</COMM></TARGET>

**Alaska State Legislature
House of Representatives**



**Representative Max F. Gruenberg, Jr.
House District 14
Anchorage (Russian Jack, College Gate, Nunaka Valley)
House Democratic Floor Leader**

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Member:

Judiciary
Rules
Legislative Council
Military & Veterans Affairs

TO: Rep. Gabrielle LeDoux, Co-Chair
House Military and Veterans' Affairs

Rep. Neal Foster, Co-Chair
House Military and Veterans' Affairs

FROM: Rep. Max Gruenberg 

DATE: February 18, 2013

RE: HB 59 Hearing Request

.....
Please consider this memorandum as a request for House Bill 59 to be heard in the House Military and Veterans Affairs Committee. Accompanying this memo are the following documents:

- Sponsor Statement
- HB 59 (28-LS0260\U)
- HB 59 (28-LS0260\A)
- Supporting Documents
 - Letter Chief Tom Clemons, AACP
 - Letter John Lucking, Jr., APOA
 - Letter Ken Helander, AARP
 - Silver Alert State Breakdown List

Thank you for considering my request for a hearing on HB 59. Please contact my legislative aide, Miles Brookes, at 465-4940 with any questions.



Alaska Association of Chiefs of Police

February 2, 2013

The Honorable Max Gruenberg
Alaska State House of Representatives
State Capitol, Rm. 110
120 4th Street, Mail Stop 3100
Juneau AK 99801-1182

Dear Representative Gruenberg,

In my capacity as President of the Alaska Association of Chiefs of Police, I am writing to express our enthusiastic support of House Bill 59, "An Act relating to missing vulnerable adult prompt response and notification plans". Our Association is comprised of more than 100 law enforcement executives from all across Alaska, and we applaud your effort to help agencies work together more easily in the protection of vulnerable adults.

When vulnerable individuals of any age are missing, time is of the essence, and HB 59 provides additional measures that will speed the actions of involved agencies and hopefully improve the rate of successful recovery, much as the Amber Alert system has done for missing children.

We look forward to working with you to insure that HB 45 is passed, and encourage you to contact our Executive Director, Kalle Klaysmat, at 907-394-5426 or by email at kalle.klaysmat@aacop.org should there be some way we can be of assistance in that regard.

Respectfully,

A handwritten signature in black ink, appearing to read "Tom Clemons", is written over a horizontal line.

Chief Tom Clemons, President



Business Manager

Katie Bell
Anchorage

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Wrangell Chapter
Wrangell

February 12, 2013

The Honorable Max Gruenberg
Alaska State House of Representatives
State Capitol, Rm. 110
120 4th Street, Mail Stop 3100
Juneau AK 99801-1182

Dear Representative Gruenberg:

On behalf of the Alaska Peace Officers Association (APOA), I would like to thank you for introducing House Bill 59, "An act relating to missing vulnerable adult prompt response and notification plans".

The APOA Board of Directors recently reviewed this proposed legislation and unanimously supports this bill in its current form. We applaud your effort to further cooperation between the Department of the Military and Veterans' Affairs and the Department of Public Safety through this legislation.

Please contact the APOA office in Anchorage at 277-0515, if there is anything our organization can do to assist in the passage of this bill.

Sincerely,

John Lucking, Jr.
State President

PO Box 240106
Anchorage AK 99524

t 907 277 0515
f 907 272 5355

Making A Difference In The Last Frontier





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T 1-866-227-7447
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www.aarp.org/ak

February 11, 2013

The Honorable Max Gruenberg
Alaska Capitol, Room 110
Juneau, AK 99801-1182

Re: HB 59 Missing Vulnerable Adult Response Plan - Support

Dear Representative Gruenberg,

On behalf of the 94,000 members of AARP Alaska, I am grateful for your sponsorship of this important legislation to create an emergency response plan to assist in locating a missing vulnerable adult. We offer our support for the passage of this bill.

Just reading through the bill stirs up many memories and emotions of what I often recall as the worst night of my life. As the director of an adult day center in Anchorage, I was responsible for the safety of one of our members who left the building unnoticed in mid-October not many years ago, and went missing. As a center that specialized in caring for persons with dementia, it was not unusual for our members to wander and occasionally try to leave the premises. We had what we believed were good procedures in place to ensure no one left the campus and if they did, how we would find them. It had always been sufficient before...until this particular incident.

When the member was noted missing, and an immediate search of the facility, campus, and neighborhood failed to locate him, we exceeded the limits of any prior planning and began to improvise our response. Throughout the evening we summoned more and more help, including family members, law enforcement, media, and every available staff and volunteer. At midnight the search was called off without success. The weather was chilly and damp. The only available night vision device (at the time) was out in the Mat-Su Valley and couldn't arrive before morning. After the longest night of my life, the next morning at first light the search resumed, and the member was finally found lying in the grass within less than a mile of the center. He was unharmed, though wet and very disoriented.

It is not just professional experience that convinces me of the need for a formulated plan of response. It also happened to my father in Colorado. He walked over a mile and a half away from his assisted living home along and across very busy thoroughfares, and ended up at a Subway Sandwich Shop with no idea where he lived or how he'd gotten there. That incident precipitated his placement into a locked "memory care" unit where he remained for the rest of his life.

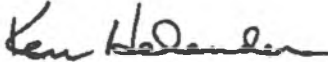
The vulnerability of frail elders, especially when there is cognitive impairment, poses too great a risk to not have a plan. The experience of community, public safety and law enforcement, media, and military support all working together with defined and efficient roles when a child is missing, shows us the benefits of a coordinated response. Indeed, in states where "silver alert" procedures are in place, the successful safe return of vulnerable adults to their home has improved significantly.

With the projected demographic tidal wave of numbers of older people, and consequently those with significant physical or cognitive impairment, it is urgent that plans are in place to quickly act

and prevent needless tragedy. "Vulnerable adult" has a legal definition, but it also represents a mother or father, a husband or a wife. No family member should have to endure any more time of uncertainty and anxiety for a loved one's safe return than absolutely necessary. The development of a response plan as your bill suggests will make sure of that.

Thank you for your consideration and sponsorship of this important legislation. Should you have any questions regarding AARP Alaska's support for HB 59, please feel free to contact me.

Sincerely,



Ken Helander
Advocacy Director
907-762-3314

khelander@aarp.org

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: HB 59
Fiscal Note Number: _____
() Publish Date: _____

Identifier: HB059-DPS-DET-02-21-13
Title: MISSING VULNERABLE ADULT RESPONSE
PLAN
Sponsor: GRUENBERG
Requester: House Military and Veterans Affairs

Department: Department of Public Safety
Appropriation: Alaska State Troopers
Allocation: Alaska State Trooper Detachments
OMB Component Number: 2325

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Not applicable, initial version.

Prepared By: Lieutenant Rodney Dial	Phone: (907)254-1284
Division: Alaska State Troopers	Date: 02/21/2013 06:36 PM
Approved By: Joseph A. Masters, Commissioner	Date: 02/21/13
Department of Public Safety	

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. HB059

Analysis

This bill amends AS 44.35.020 by adding a new paragraph requiring the Department of Military and Veterans Affairs (DMVA), in cooperation with the Department of Public Safety (DPS), to develop and implement missing vulnerable adult response and notification plans under proposed AS 44.41.060.

This bill also amends AS 44.41 by adding a new section requiring that DPS, in cooperation with DMVA and using statewide and local radio and television broadcasters and newspaper publishers, develop and implement plans for use by law enforcement agencies to locate a vulnerable adult who is missing and specifying what that plan shall include.

It is expected that DPS will develop the missing vulnerable adult response and notification plan within existing resources. Therefore, a zero fiscal note is being submitted.

28-LS0260U
Strasbaugh
2/14/13

CS FOR HOUSE BILL NO. 59()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): REPRESENTATIVE GRUENBERG

A BILL
FOR AN ACT ENTITLED

1 **"An Act relating to missing vulnerable adult prompt response and notification plans."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 *** Section 1. AS 44.35.020(a) is amended to read:**

- 4 (a) The Department of Military and Veterans' Affairs shall
- 5 (1) conduct the military affairs of the state as prescribed by the
- 6 Military Code;
- 7 (2) cooperate with the federal government in matters of mutual
- 8 concern pertaining to the welfare of Alaskan veterans, including establishing,
- 9 extending, or strengthening services for veterans in the state; **[AND]**
- 10 (3) annually, not later than February 1, make available a report to the
- 11 legislature, through the governor, outlining the department's activities during the
- 12 previous calendar year; the department shall notify the legislature that the report is
- 13 available; and
- 14 (4) cooperate with the Department of Public Safety to develop and
- 15 implement missing vulnerable adult prompt response and notification plans

1 under AS 44.41.060.

2 * Sec. 2. AS 44.41 is amended by adding a new section to read:

3 **Sec. 44.41.060. Missing vulnerable adult prompt response and notification**
4 **plans.** (a) The Department of Public Safety, in cooperation with the Department of
5 Military and Veterans' Affairs shall, using statewide and local radio and television
6 broadcasts, newspapers, and other communications media, develop and implement
7 missing vulnerable adult prompt response and notification plans for use by law
8 enforcement agencies, groups, and persons to locate a vulnerable adult who is missing
9 and coordinate the use of those plans. The plans must at least include standards for

10 (1) determining when it is appropriate to implement a plan; standards
11 developed under this paragraph must at least address

12 (A) when a vulnerable adult will be considered missing; and

13 (B) the format, contents, and distribution of reports prepared by
14 participating law enforcement agencies and others searching for a missing
15 vulnerable adult;

16 (2) determining where to implement the plan;

17 (3) the voluntary participation of radio and television broadcasters,
18 newspaper publishers, and owners and operators of other communications media in
19 the plan.

20 (b) Notwithstanding another provision of law, a radio or television
21 broadcaster, a newspaper publisher, or an owner or operator of other communications
22 media is not civilly liable for participating in a missing vulnerable adult prompt
23 response and notification plan or for participating in the actual implementation of a
24 plan if the broadcaster, publisher, or owner or operator has verified the authenticity of
25 that implementation with the law enforcement agency.

26 (c) In this section, "vulnerable adult" has the meaning given in AS 47.24.900.



Silver Alert



Modeled after the Amber Alert, the Silver Alert is an emergency system in which law enforcement can broadcast regional or statewide alerts for missing seniors and/or other adults with Alzheimer's or other cognitive disorders.

A growing number of states are enacting laws that call for the development of the Silver Alert program and some have implemented their own notification systems.

Activation criteria varies from state to state, see list below for information on the Silver Alert program in your state.

Alabama	
Effective Date	March 25, 2009 AKA "Missing Senior Citizen Alert"
Administered By	Department of Public Safety
Age Requirement	Not specified
Phone	contact your local law enforcement agency or (800) 228-7688
Website	http://dps.alabama.gov/Home/wfContent.aspx?ID=20&PLH1=olhAlerts-MissingSenior
Other	House Bill 33

Alaska	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Alaska State Troopers Bureau of Investigation, Missing Person's Clearinghouse
Age Requirement	All ages, children and adults
Phone	907-269-5497
Website	http://www.dps.state.ak.us/ast/abi/missingpersons.aspx
Other	

Arizona	
Effective Date	October 2008 AKA "Endangered Person Alert"
Administered By	Department of Public Safety
Age Requirement	Must be age 18 or older
Phone	contact your local law enforcement agency or (602) 223-2212
Website	http://www.azag.gov/EndangeredPerson/
Other	

Arkansas	
Effective Date	April 2009
Administered By	The Arkansas State Police, working with the Arkansas Sheriffs' Association and Arkansas Association of Chiefs of Police
Age Requirement	Adults with Alzheimer's or other cognitive disorders
Phone	contact your local law enforcement agency

	Arkansas State Police: 501-618-8000
Website	https://www.ark.org/asp/alerts/mnaa/silver.php
Other	

California	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	California Department of Justice Missing and Unidentified Persons Unit
Age Requirement	All ages, children and adults
Phone	916-227-3290
Website	http://naa.ca.gov/missing
Other	

Colorado	
Effective Date	February 2007
Administered By	Colorado Department of Public Safety, Bureau of Investigation (CBI)
Age Requirement	Must be age 60 or older
Phone	contact your local law enforcement agency
Website	None
Other	House Bill 07-1005

Connecticut	
Effective Date	July 1, 2009
Administered By	Department of Public Safety
Age Requirement	(1) anyone 65 or over and (2) anyone 18 or over who has a mental impairment
Phone	contact your local law enforcement agency
Website	http://www.ct.gov/agingservices/cwp/view.asp?a=25138g=442724
Other	Senate Bill 451

Delaware	
Effective Date	July 2008 AKA "Gold Alert Program"
Administered By	The initial decision to issue a local Gold Alert is at the discretion of the investigating law-enforcement agency.
Age Requirement	Must be age 60 or older
Phone	contact your local law enforcement agency
Website	http://delcode.delaware.gov/title11/c085/sc07/index.shtml
Other	CHAPTER 85. STATE BUREAU OF IDENTIFICATION, Subchapter VII. Gold Alert Program for Certain Missing Persons

Florida	
Effective Date	October 8, 2008
Administered By	Florida Department of Law Enforcement
Age Requirement	Must be age 60 or older
Phone	contact your local law enforcement agency
Website	http://www.fdle.state.fl.us/Content/getdoc/4d9614f1-822a-411f-9bdd-1556a04f05fa/Silver-Alert-Plan.aspx
Other	House Bill HM 753

Georgia	
Effective Date	April 2006 AKA "Mattie's Call"
Administered By	Georgia Bureau of Investigation
Age Requirement	Missing disabled adults
Phone	contact your local law enforcement agency
Website	http://alerts.gbi.georgia.gov/00/channel_modifieddate/0.2096.67865199_74426401.00.html
Other	House Bill 728

Hawaii	

Effective Date	No Official Alert Program Implemented at this Time
Administered By	Missing Persons Center Hawaii Department of the Attorney General
Age Requirement	All ages, children and adults
Phone	808-586-1449
Website	http://hawaii.gov/ao/mcch/main/missingchild/missingchild_pcs
Other	

Idaho	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Idaho State Police Special Programs Unit Missing Person's Clearinghouse
Age Requirement	All ages, children and adults
Phone	888-777-3922
Website	http://isp.idaho.gov/identification/missing/
Other	

Illinois	
Effective Date	January 1, 2010 AKA "Endangered Missing Person Advisory Program"
Administered By	The Illinois Department on Aging (IDoA), in coordination with the Illinois State Police
Age Requirement	Older adults
Phone	contact your local law enforcement agency
Website	http://www.state.il.us/aging/1news_pubs/news/2009-1230.htm http://www.illinois.gov/PressReleases/ShowPressRelease.cfm?SubjectID=1&RecNum=8136
Other	Senate Bill 0027

Indiana	
Effective Date	July 2009
Administered By	Indiana Clearinghouse for Information on Missing Children and Missing Endangered Adults
Age Requirement	Must be age 18 or older
Phone	contact your local law enforcement agency or 800-831-8953
Website	http://www.in.gov/silveralert/index.htm http://www.in.gov/silveralert/2331.htm
Other	Senate Bill 307

Iowa	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Iowa Missing Person Information Clearinghouse
Age Requirement	All ages
Phone	515-725-6036
Website	http://www.iowaonline.state.ia.us/mpic/ http://www.iowaonline.state.ia.us/mpic/Controller.aspx?cmd=missinglinks
Other	

Kansas	
Effective Date	July 30, 2009
Administered By	Kansas Bureau of Investigation Communications
Age Requirement	Must be age 65 or older
Phone	contact your local law enforcement agency
Website	http://ag.ks.gov/public-safety/missing-persons/silver-alerts
Other	SHL Resolution No. 2506

Kentucky	
Effective Date	July 2008 AKA "Golden Alert"
Administered By	Kentucky Division of Emergency Management
Age Requirement	Must be age 18 or older

Phone	Contact your local law enforcement agency or (502) 607-1638
Website	none
Other	Senate Bill 125

Louisiana	
Effective Date	July 2008
Administered By	Department of Public Safety and Corrections
Age Requirement	Must be age 60 or older
Phone	Contact your local law enforcement agency
Website	none
Other	House Bill 1378

Maine	
Effective Date	April 2010
Administered By	Maine Department of Public Safety
Age Requirement	Must be age 18 or older
Phone	Contact your local law enforcement agency
Website	none
Other	Legislative Documents: HP1138, LD 1610, Item 1

Maryland	
Effective Date	October 2009
Administered By	Maryland State Police
Age Requirement	Anyone who may have a cognitive disorder
Phone	Contact your local law enforcement agency or (410)486-3101
Website	http://www.mdsp.org/Organization/MissingPersons/SilverAlert.aspx
Other	House Bill 192 Press Release

Massachusetts	
Effective Date	August 2010
Administered By	
Age Requirement	
Phone	508-820-2300
Website	http://malegislature.gov/Laws/GeneralLaws/PartI/TitleII/Chapter6A/Section18I
Other	

Michigan	
Effective Date	May 2012 AKA "Mozelle senior or vulnerable adult medical alert act"
Administered By	
Age Requirement	At least 60 years of age
Phone	Contact your local law enforcement agency
Website	http://www.legislature.mi.gov/documents/2011-2012/billconcurrent/Senate/pdf/2011-SCB-0466.pdf
Other	

Minnesota	
Effective Date	July 2009 AKA "Brandon's Law"
Administered By	Bureau of Criminal Apprehension
Age Requirement	All ages
Phone	Contact your local law enforcement agency
Website	https://www.revisor.mn.gov/bills/bill.php?bill=H3531.0.html&session=1s86
Other	S.F. No. 1146 (Minnesota Missing Person's Act)

Mississippi	

Effective Date	July 1, 2010 "Mississippi Silver Alert System Act of 2010."
Administered By	Mississippi Department of Public Safety
Age Requirement	Must be age 18 or older
Phone	Contact your local law enforcement agency
Website	http://www.dps.state.ms.us/crime-investigation/bureau-of-investigation/silver-alert/
Other	House Bill 664, House Bill 664 Amended

Missouri	
Effective Date	"Endangered Silver Advisory"
Administered By	Department of Public Safety
Age Requirement	Must be age 18 or older
Phone	Contact your local law enforcement agency or (573) 751-1000
Website	http://www.mshp.dps.mo.gov/MSHPWeb/PatrolDivisions/DDCC/EndangeredSilverAdvisory
Other	House Bill 1119

Montana	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Montana Missing Person's Clearinghouse
Age Requirement	All ages
Phone	406-444-1526
Website	https://dps.mt.gov/missing-persons/
Other	

Nebraska	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Nebraska State Patrol Missing Persons Clearinghouse
Age Requirement	All ages, children and adults
Phone	877-441-5678
Website	http://statepatrol.nebraska.gov/MissPerClearing.aspx
Other	

Nevada	
Effective Date	
Administered By	Nevada Department of Public Safety
Age Requirement	60 years or older
Phone	775-684-7412
Website	http://dps.nv.gov/uploadedFiles/dpsnv.gov/content/forms/NevadaSilverAlertSystem.pdf
Other	

New Hampshire	
Effective Date	Approved July 29, 2009, Effective on July 1, 2010 AKA "Missing Senior Citizen Alert"
Administered By	New Hampshire Department of Safety
Age Requirement	Must be age 55 or older
Phone	Contact your local law enforcement agency
Website	None
Other	House Bill 279

New Jersey	
Effective Date	December 23, 2009 law signed into effect
Administered By	State Police
Age Requirement	Must be age 65 or older
Phone	Contact your local law enforcement agency
Website	http://www.nileg.state.nj.us/2008/Bills/A3000/2844_11.HTM
Other	Assembly No. 2844 Senate Bill 1551 and Senate Bill 1844

New York	
Effective Date	July 25, 2012
Administered By	State Police
Age Requirement	Must be age 18 or older
Phone	Contact your local law enforcement agency
Website	None, but a list of missing persons is available online. web link
Other	Bills A05783, S04307, A5544-2011

New Mexico	
Effective Date	The New Mexico Missing Persons Clearinghouse issues a "Endanger Person Advisory"
Administered By	Department of Public Safety
Age Requirement	All ages
Phone	Contact your local law enforcement agency or (505) 827-9297
Website	http://missingpersons.dps.state.nm.us/
Other	

North Carolina	
Effective Date	Approved June 19, 2009
Administered By	Department of Crime Control and Public Safety
Age Requirement	All ages
Phone	Contact your local law enforcement agency
Website	http://www.nccrimecontrol.org/Index2.cfm?a=000003.000005.000081.001670 http://www.nccrimecontrol.org/div/ale/missingpersons/SilverAlertBrochure3c.pdf
Other	General Statute 5 143B-499.8

North Dakota	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	North Dakota Bureau of Criminal Investigation
Age Requirement	All ages, children and adults
Phone	800-472-2185
Website	http://www.ag.state.nd.us/bci/MissingPersonPolicy.pdf
Other	

Oklahoma	
Effective Date	November 1, 2009, passed Senate April 16, 2009
Administered By	Department of Public Safety - Commissioner of Public Safety
Age Requirement	Must be age 60 or older
Phone	Contact your local law enforcement agency
Website	none
Other	House Bill 2030, 63 O.S. §1-1990.2

Ohio	
Effective Date	June 20, 2008 AKA "Missing Adult Alert"
Administered By	Ohio Emergency Management Agency
Age Requirement	Must be age 65 or older
Phone	Contact your local law enforcement agency or 866-693-9171
Website	http://www.missingadults.ohio.gov/OhioMAA/Home.aspx
Other	Senate Bill 87, Sec. 5502.522

Oregon	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Oregon State Police - Missing Children and Adults
Age Requirement	All ages, children and adults
Phone	503-934-0188

Website	http://www.oregonlaws.org/ors/181.505
Other	

Pennsylvania	
Effective Date	September 1, 2009 (based on HB276, although no program confirmation can be found)
Administered By	State Police
Age Requirement	Must be age 65 or older
Phone	Contact your local law enforcement agency
Website	none
Other	House Bill 2558 (2008). House Bill 726 (2009)

Rhode Island	
Effective Date	January 3, 2008 AKA "Missing Senior Citizen Alert Program"
Administered By	State Police
Age Requirement	Must be age 60 or older
Phone	Contact your local law enforcement agency
Website	none
Other	S7048 and H7048

South Carolina	
Effective Date	May 2010 AKA "The Endangered Person Notification System"
Administered By	South Carolina Law Enforcement Division Missing Persons - Missing Person Information Center
Age Requirement	All ages
Phone	Contact your local law enforcement agency or 803-737-9000
Website	http://scsilveralert.com/
Other	Article 5, Chapter 3, Title 23 of the 1976 Code is amended by adding Section 23-3-330, January 13, 2009. House Bill 3817 introduced on March 24, 2009. A192, R240, H3719 General Bill.

South Dakota	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	South Dakota Attorney General's Office, Division of Criminal Investigation
Age Requirement	All ages, children and adults
Phone	605-773-3331
Website	http://dci.sd.gov/Operations/MissingPersons.aspx
Other	

Tennessee	
Effective Date	August 4, 2009 AKA "The Tennessee Senior Alert Act"
Administered By	Tennessee Bureau of Investigation
Age Requirement	Must be age 18 or older
Phone	Contact your local law enforcement agency
Website	http://wapp.capitol.tn.gov/apps/billInfo/BillSummaryArchive.aspx?BillNumber=SB1748&qa=106
Other	House Bill 346

Texas	
Effective Date	Sept 1, 2007
Administered By	Department of Public Safety
Age Requirement	Must be age 65 or older
Phone	Contact your local law enforcement agency or Texas Silver Alert Coordinator (512) 424-2208
Website	http://www.txdps.state.tx.us/dem/Operations/Alerts/index.htm
Other	

Utah	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Utah Department of Public Safety
Age Requirement	All ages, children and adults
Phone	801-965-4686
Website	http://publicsafety.utah.gov/bci/missingpersons.html
Other	

Vermont	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Vermont State Clearinghouse of Missing Persons - Vermont State Police
Age Requirement	All ages, children and adults
Phone	802-241-5000
Website	http://vsp.vermont.gov/
Other	

Virginia	
Effective Date	July 2007 AKA "Senior Alert System"
Administered By	Virginia State Police
Age Requirement	Must be age 60 or older
Phone	Contact your local law enforcement agency
Website	http://www.vasenioralert.com/index.htm
Other	§ 52-34.5

Washington	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Washington State Patrol Missing Person's Unit
Age Requirement	All ages, children and adults
Phone	800-543-5678
Website	http://www.wsp.wa.gov/crime/mou.htm
Other	

West Virginia	
Effective Date	April 22, 2009
Administered By	The State Police
Age Requirement	All ages, children and adults
Phone	Contact your local law enforcement agency
Website	none
Other	House Bill 2504 §15-3B-3

Wisconsin	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Wisconsin Clearinghouse for Missing and Exploited Children and Adults
Age Requirement	All ages, children and adults
Phone	800-843-4673
Website	http://www.missingpersons.dol.wi.gov
Other	

Wyoming	
Effective Date	No Official Alert Program Implemented at this Time
Administered By	Wyoming Office of the Attorney General Division of Criminal Investigation
Age Requirement	All ages, children and adults
Phone	307-777-7537
Website	http://attorneygeneral.state.wy.us/dci/
Other	

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Alaska State Legislature

House of Representatives



Member:
Judiciary
Rules
Legislative Council
Military & Veterans Affairs

Representative Max F. Gruenberg, Jr.
House District 14
Anchorage (Russian Jack, College Gate, Nunaka Valley)
House Democratic Floor Leader

Interim:
716 W 4th Avenue, Rm 350
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Phone: (907) 269-0123
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Session:
Alaska State Capitol, Rm 110
Juneau, Alaska 99801-1182
Phone: (907) 465-4940
Toll Free: (866) 465-4940
Fax: (907) 465-3766

Email:
Rep.Max.Gruenberg@legis.state.ak.us

List of Expected Testifiers for HB 59

Brad Johnson, Deputy Chief*	Fairbanks Police Dept.	(907) 450-2142
Steve Smith, Deputy Chief*	Anchorage Police Dept.	(907) 786-8553

*Indicates testifiers that need conference call number.

If you have any questions, please contact Representative Max Gruenberg's aide, Miles Brookes at (907) 465-4940.

AGENET

Alaska Geriatric Exchange Network
An Association of Advocates and Service Providers for Older Alaskans

March 1, 2013

Representative Gabrielle LeDoux
Alaska State Capitol, Room 416
Juneau, AK 99801

Dear Representative LeDoux,

Agenet is pleased to write a letter in support of House Bill 59, an act providing for the safety of missing vulnerable adults. House Bill 59 would call on the Department of Military and Veterans Affairs to coordinate with the Department of Public Safety to design and implement an "Amber Alert" type notification system to help locate missing senior citizens and adults with disabilities.

Wandering is one of the most significant personal safety risks faced by individuals with Alzheimer's disease. Nearly 60% of people with Alzheimer's disease wander at some point during the course of their disease. Approximately half of all wanderings result in personal injury if the person is not found within 24 hours (Alzheimer's Association 2011). For an older person, being outside unprotected during the wintertime even for a short time, wandering can have life and death consequences.

A *Silver Alert* system would make use of the public broadcasting system to send out an immediate bulletin when a vulnerable older person is missing. Through public awareness, the *Silver Alert* program would substantially increase the chances of finding a vulnerable adult within the crucial 24-hour period from when he or she first goes missing. House Bill 59 would not present additional costs to the state, yet it would save local public safety departments valuable resources with shorter, more successful missing person searches.

The majority of states have established Silver Alert-type systems. Considering Alaska has the fastest growing senior population in the country, I encourage the State of Alaska to do the same. Members of the Alaska Geriatric Exchange Network (Agenet) are experienced senior service providers from across Alaska and we ask you to support House Bill 59.

Sincerely,



Marianne Mills
President

Cc: Representative Max Gruenberg

Mailing Address: c/o President Marianne Mills, SESS, 419 Sixth Street, Juneau, Alaska 99801

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Representative Max F. Gruenberg, Jr.
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Analysis of Changes to HB 59 Between Versions N and O

1. Page 2, lines 7-20; provide clarification for the Department of Military and Veterans' Affairs and the Department of Public Safety to design the missing vulnerable adult plans. Changes include;

- A. Subsection requiring the development and implementation of missing vulnerable adult response and notification plans.
- B. Subsections outlining minimum standards for the plans including, determining where and when to implement the plan, when a vulnerable adult will be considered missing, and the format, contents, and distribution of reports of the plan.

These changes give flexibility to the involved departments in planning and implementing the plans.

2. Page 2, lines 27-29; adopts the prior definition of "vulnerable adult" used in AS 47.24.900 prior to its amendment (CHAPTER 71 SLA 12) for the purpose of this section of law. A "vulnerable adult", for the purposes of this bill, will be defined as;

"a person 18 years of age or older who, because of physical or mental impairment, is unable to meet the persons own needs or to seek help without assistance"

The definition of "vulnerable adult" will not be changed in AS 47.24.900 or affect the term "vulnerable adult" in any statute outside of HB 59.

If you have any questions, please contact Representative Gruenberg's aide, Miles Brookes at (907) 465-4949.



School of Social Work
UNIVERSITY of ALASKA ANCHORAGE

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Anchorage, Alaska 99508-4614
T 907.786.6900 • F 907.786.6912
socialwork.uaa.alaska.edu

March 4, 2013

Representative Max Gruenberg
State Capitol Room 110
Juneau AK, 99801

Dear Representative Gruenberg,

Thank you for introducing HB 59, creating a safety plan for vulnerable adults who are missing and at risk in Alaska. It is very timely given the rise in the number of vulnerable adults in Alaska. Other states have created a Silver Alert program that targets only senior citizens, whereas your bill extends the protection to all vulnerable adults.

Usually seniors are considered, but there are adults with physical and intellectual disabilities, persons with mental illness who may be distraught and suicidal, and soldiers and veterans who suffer from traumatic brain injuries who may become disoriented and in need of assistance.

The School of Social Work at the University of Alaska Anchorage graduates professional social workers who provide a variety of services to vulnerable populations throughout Alaska and this alert program will be of great benefit to them should one of their clients become at risk.

I strongly support this legislation and am hopeful that it will become law this Legislative session.

Sincerely yours,

A handwritten signature in cursive script that reads "Patrick M. Cunningham".

Patrick M. Cunningham, MSW, DSW
Associate Professor of Social Work

28-LS0260\O
Strasbaugh
3/6/13

CS FOR HOUSE BILL NO. 59()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): REPRESENTATIVES GRUENBERG, Tarr

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to missing vulnerable adult prompt response and notification plans."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 *** Section 1. AS 44.35.020(a) is amended to read:**

4 **(a) The Department of Military and Veterans' Affairs shall**

5 **(1) conduct the military affairs of the state as prescribed by the**
6 **Military Code;**

7 **(2) cooperate with the federal government in matters of mutual**
8 **concern pertaining to the welfare of Alaskan veterans, including establishing,**
9 **extending, or strengthening services for veterans in the state; [AND]**

10 **(3) annually, not later than February 1, make available a report to the**
11 **legislature, through the governor, outlining the department's activities during the**
12 **previous calendar year; the department shall notify the legislature that the report is**
13 **available; and**

14 **(4) cooperate with the Department of Public Safety to develop and**
15 **implement missing vulnerable adult prompt response and notification plans**

1 under AS 44.41.060.

2 * **Sec. 2. AS 44.41 is amended by adding a new section to read:**

3 **Sec. 44.41.060. Missing vulnerable adult prompt response and notification**
4 **plans. (a) The Department of Public Safety, in cooperation with the Department of**
5 **Military and Veterans' Affairs, shall, using statewide and local radio and television**
6 **broadcasts, newspapers, and other communications media,**

7 (1) **develop and implement missing vulnerable adult prompt response**
8 **and notification plans for use by law enforcement agencies, groups, and persons to**
9 **locate a vulnerable adult who is missing; and**

10 (2) **coordinate the use of those plans.**

11 (b) **The plans required by (a) of this section must at least include standards for**

12 (1) **determining when and where to implement a plan; standards**
13 **developed under this paragraph must at least address**

14 (A) **when a vulnerable adult will be considered missing; and**

15 (B) **the format, contents, and distribution of reports prepared by**
16 **participating law enforcement agencies and others searching for a missing**
17 **vulnerable adult; and**

18 (2) **voluntary participation in the plan by radio and television**
19 **broadcasters, newspaper publishers, and owners and operators of other**
20 **communications media.**

21 (c) **Notwithstanding another provision of law, a radio or television**
22 **broadcaster, a newspaper publisher, or an owner or operator of other communications**
23 **media is not civilly liable for participating in a missing vulnerable adult prompt**
24 **response and notification plan or for participating in the actual implementation of a**
25 **plan if the broadcaster, publisher, or owner or operator has verified the authenticity of**
26 **the plan's implementation with the law enforcement agency.**

27 (d) **In this section, "vulnerable adult" means a person 18 years of age or older**
28 **who, because of physical or mental impairment, is unable to meet the person's own**
29 **needs or to seek help without assistance.**