

Legislative Analysis



LEIN: MISSING PERSONS

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Senate Bill 701

Sponsor: Sen. Cameron S. Brown

House Committee: Judiciary

Senate Committee: Judiciary

Complete to 9-15-06

A SUMMARY OF SENATE BILL 701 AS PASSED BY THE SENATE 6-29-06

The bill would amend Public Act 319 of 1968, known as the uniform crime reporting act, to require law enforcement agencies to enter information into the Law Enforcement Information Network (LEIN) and the National Crime Information Center (NCIC) when a person who was believed to be unable to return to his or her residence without assistance was reported missing.

Under the act, if an individual who is any of the following is reported missing, the law enforcement agency receiving the report, after conducting a preliminary investigation, immediately must enter certain information regarding the missing individual into LEIN, the NCIC, and, if the missing individual is a child, the Child Information Clearinghouse established under the act:

- An individual who has a documented physical or mental disability.
- An individual who was in the company of another under circumstances indicating that his or her safety may be in danger.
- An individual who disappeared under circumstances indicating the disappearance was not voluntary.
- An individual who is missing as the result of a natural or intentionally caused catastrophe or extraordinary accident that causes the loss of human life.
- A child not described above.

Senate Bill 701 would add to that list an individual not otherwise described who was believed to be incapable of returning to his or her residence without assistance.

In addition, under the act, a law enforcement agency receiving a report of a missing individual who is a child and subject to the policy established by the Child Information Clearinghouse, or who is a person with Alzheimer's disease or dementia, must broadcast information regarding the individual over LEIN to certain specified parties. The agency also may broadcast the information if the missing party is an individual described earlier. The parties to be notified are:

- All law enforcement agencies having jurisdiction of the location where the missing individual lives or was last seen.

- Any other law enforcement agency that potentially could become involved in locating the missing individual.
- All law enforcement agencies to which the individual who reported the missing person requests the information to be sent, if the request is reasonable.

Senate Bill 701 would also require the information to be broadcast to those agencies over LEIN if the missing individual were believed to be incapable of returning to his or her residence without assistance.

MCL 28.258

FISCAL IMPACT:

The bill would not have a fiscal impact on state or local governments.

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