

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

February 24, 2022

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB22-095 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, page 2, line 8, strike "AGING POPULATION," and
2 substitute "AND AGING POPULATION COMMUNITIES."

3 Page 2, strike line 9.

4 Page 3, line 14, strike "and (3)" and substitute "(3), and (5)".

5 Page 4, after line 5 insert:

6 "(5) Notwithstanding ~~the provisions of~~ THE REQUIREMENTS IN
7 subsections (2) and (3) of this section, a law enforcement agency is not
8 required to accept a missing person report if:

9 (a) The person is the subject of a missing person report under
10 investigation by another law enforcement agency within this state OR
11 ANOTHER LAW ENFORCEMENT AGENCY HAS INDICATED THAT IT INTENDS
12 TO ACCEPT A MISSING PERSON REPORT FOR THE PERSON;

13 (b) THE LAW ENFORCEMENT AGENCY KNOWS THE LOCATION OF
14 THE PERSON REPORTED MISSING OR THE AGENCY CAN CONFIRM THE SAFE
15 STATUS OF THE PERSON;

16 (c) THE INDIVIDUAL REPORTING A PERSON AS MISSING IS UNABLE
17 TO ARTICULATE A BONAFIDE RELATIONSHIP WITH THE PERSON OR A
18 LEGITIMATE RATIONALE FOR CONCERN;

19 (d) THE LAW ENFORCEMENT AGENCY SUSPECTS, AND CAN
20 ARTICULATE, THAT THE PERSON REPORTED AS MISSING IS BEING SOUGHT
21 FOR REASONS OF HARASSMENT, STALKING, RETALIATION, COURT
22 TESTIMONY, DEBT COLLECTION, OR ANY ACTION IN DEFIANCE OF A
23 PROTECTION ORDER; OR

1 (e) ANY OTHER ARTICULABLE EXTENUATING CIRCUMSTANCE NOT
2 INCONSISTENT WITH THIS SECTION EXISTS THAT MAKES ACCEPTING THE
3 REPORT IMPRACTICAL OR UNREASONABLE AND THE LAW ENFORCEMENT
4 AGENCY DOCUMENTS THE CIRCUMSTANCE."

5 Page 5, line 10, strike "~~twenty-four~~ TWO" and substitute "twenty-four".

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