

HOUSE AMENDMENTS TO HOUSE BILL 2764

By COMMITTEE ON EMERGENCY MANAGEMENT, GENERAL GOVERNMENT, AND
VETERANS

February 13

1 On page 1 of the printed bill, delete lines 4 through 28 and delete pages 2 and 3 and insert:

2 **“SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS 181A.010 to**
3 **181A.350.**

4 **“SECTION 2. (1) As used in this section:**

5 **“(a) ‘Endangered missing person alert’ means an alert issued through the Endangered**
6 **Missing Person Alert System.**

7 **“(b) ‘Missing person’ means a person whose whereabouts are unknown to a parent,**
8 **guardian, caretaker or other person who has regular contact with the missing person.**

9 **“(2) There is established a statewide alert system to be known as the Endangered Missing**
10 **Person Alert System.**

11 **“(3) The Endangered Missing Person Alert System shall be developed and implemented**
12 **by the Department of State Police as a program of voluntary cooperation between**
13 **broadcasters, cable systems and local and state agencies to enhance the ability of the public**
14 **to assist in locating and recovering missing and endangered persons.**

15 **“(4) The Superintendent of State Police shall establish a task force to develop the En-**
16 **dangered Missing Person Alert System. Members of the task force shall be appointed by the**
17 **superintendent. The administrator of the missing children and adults clearinghouse estab-**
18 **lished pursuant to ORS 181A.300 shall serve as the chair of the task force. The task force**
19 **must include one representative each from:**

20 **“(a) County sheriffs;**

21 **“(b) Municipal police departments;**

22 **“(c) Police departments established by a university under ORS 352.121 or 353.125;**

23 **“(d) State police;**

24 **“(e) A statewide organization of news broadcasters;**

25 **“(f) A statewide organization of cable service providers;**

26 **“(g) The Oregon Department of Emergency Management;**

27 **“(h) The Oregon Disabilities Commission;**

28 **“(i) The Department of Human Services; and**

29 **“(j) The Governor’s Commission on Senior Services.**

30 **“(5) At the option of tribal governments, as defined in ORS 181A.940, the task force may**
31 **include a tribal government representative.**

32 **“(6) The task force shall design and the Department of State Police shall implement the**
33 **Endangered Missing Person Alert System as a component of the missing children and adults**
34 **clearinghouse established and maintained pursuant to ORS 181A.300. The system shall pro-**
35 **vide for the use of the emergency notification system described in ORS 401.094, and any other**

1 emergency communication network or system as the task force may recommend to ensure
2 rapid and effective dissemination of information to the public pertaining to a missing person
3 to facilitate the rapid location and recovery of the missing person.

4 “(7) The Department of State Police, in consultation with the Oregon Department of
5 Emergency Management, shall implement and provide administrative oversight to the En-
6 dangered Missing Person Alert System, and may at any time recommend revisions to the
7 system.

8 “(8)(a) An endangered missing person alert may not be issued under the same criteria
9 as are used for an alert under the state Amber Plan described in ORS 181A.315 and shall not
10 be distributed automatically statewide. An endangered missing person alert may, but need
11 not automatically be, considered an alert issued under policies adopted under ORS 181A.320.

12 “(b) An endangered missing person alert may be distributed based on the geographic area
13 in which the missing person was last seen or is believed to be. An endangered missing person
14 alert shall be issued with the information available to law enforcement agencies at the time
15 the alert is made, and the lack of detailed information need not preclude issuance of the
16 alert.

17 “(9) For an incident to qualify for issuance of an endangered missing person alert, an
18 individual, regardless of age:

19 “(a) Must be reported missing to a law enforcement agency;

20 “(b) Must be, or must be believed to be, a temporary or permanent resident of Oregon
21 or a person who is on vacation and is, or is believed to be, at a location in Oregon;

22 “(c) Must be at a location that cannot be determined by a person familiar with the
23 missing person; and

24 “(d) Must be someone:

25 “(A) Who is missing as the result of abduction by a stranger and who does not meet the
26 criteria for an alert under the state Amber Plan described in ORS 181A.315;

27 “(B) Who is missing under unexplained, involuntary or suspicious circumstances;

28 “(C) Whose disappearance may be the result of the commission of a crime;

29 “(D) Whose disappearance occurred under circumstances that are inherently dangerous;

30 “(E) Who is in need of medical attention or prescription medication;

31 “(F) Who has previously been the victim of a threat of violence or an act of violence; or

32 “(G) Who is incapable of returning to the missing person’s residence without assistance
33 because of:

34 “(i) Mental illness;

35 “(ii) Intellectual disability;

36 “(iii) Dementia;

37 “(iv) Weather conditions; or

38 “(v) Another physical or mental incapacity that requires care of the individual or man-
39 agement of the individual’s property.

40 “(10) Before requesting activation of an endangered missing person alert, a law enforce-
41 ment agency shall verify that the criteria described in subsection (9) of this section have
42 been satisfied. The law enforcement agency shall assess the appropriate boundaries for dis-
43 semination of the alert based on the nature of the endangerment and the circumstances
44 surrounding the last known location of the missing person or of a person who may have been
45 involved in events that led to the disappearance of the missing person.

