

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Department of State Police Law of the Civil
5 Administrative Code of Illinois is amended by adding Section
6 2605-485 as follows:

7 (20 ILCS 2605/2605-485 new)

8 Sec. 2605-485. Endangered Missing Person Advisory.

9 (a) A coordinated program known as the Endangered Missing
10 Person Advisory is established within the Department of State
11 Police. The purpose of the Endangered Missing Person Advisory
12 is to provide a regional system for the rapid dissemination of
13 information regarding a missing person who is believed to be a
14 high-risk missing person as defined in Section 10 of the
15 Missing Persons Identification Act.

16 (b) The AMBER Plan Task Force, established under Section
17 2605-480 of the Department of State Police Law, shall serve as
18 the task force for the Endangered Missing Person Advisory. The
19 AMBER Plan Task Force shall monitor and review the
20 implementation and operation of the regional system developed
21 under subsection (a), including procedures, budgetary
22 requirements, and response protocols. The AMBER Plan Task Force
23 shall also develop additional network resources for use in the

1 system.

2 (c) The Department of State Police, in coordination with
3 the Illinois Department on Aging, shall develop and implement a
4 community outreach program to promote awareness among the
5 State's healthcare facilities, nursing homes, assisted living
6 facilities, and other senior centers. The guidelines and
7 procedures shall ensure that specific health information about
8 the missing person is not made public through the alert or
9 otherwise.

10 (d) The Child Safety Coordinator, created under Section
11 2605-480 of the Department of State Police Law, shall act in
12 the dual capacity of Child Safety Coordinator and Endangered
13 Missing Person Coordinator. The Coordinator shall assist in the
14 establishment of State standards and monitor the availability
15 of federal funding that may become available to further the
16 objectives of the Endangered Missing Person Advisory. The
17 Department shall provide technical assistance for the
18 Coordinator from its existing resources.

19 Section 10. The Missing Persons Identification Act is
20 amended by changing Section 10 as follows:

21 (50 ILCS 722/10)

22 Sec. 10. Law enforcement analysis and reporting of missing
23 person information.

24 (a) Prompt determination of high-risk missing person.

1 (1) Definition. "High-risk missing person" means a
2 person whose whereabouts are not currently known and whose
3 circumstances indicate that the person may be at risk of
4 injury or death. The circumstances that indicate that a
5 person is a high-risk missing person include, but are not
6 limited to, any of the following:

7 (A) the person is missing as a result of a stranger
8 abduction;

9 (B) the person is missing under suspicious
10 circumstances;

11 (C) the person is missing under unknown
12 circumstances;

13 (D) the person is missing under known dangerous
14 circumstances;

15 (E) the person is missing more than 30 days;

16 (F) the person has already been designated as a
17 high-risk missing person by another law enforcement
18 agency;

19 (G) there is evidence that the person is at risk
20 because:

21 (i) the person is in need of medical attention,
22 including but not limited to persons with
23 dementia-like symptoms, or prescription
24 medication;

25 (ii) the person does not have a pattern of
26 running away or disappearing;

1 (iii) the person may have been abducted by a
2 non-custodial parent;

3 (iv) the person is mentally impaired;

4 (v) the person is under the age of 21;

5 (vi) the person has been the subject of past
6 threats or acts of violence;

7 (vii) the person has eloped from a nursing
8 home; or

9 (H) any other factor that may, in the judgment of
10 the law enforcement official, indicate that the
11 missing person may be at risk.

12 (2) Law enforcement risk assessment.

13 (A) Upon initial receipt of a missing person
14 report, the law enforcement agency shall immediately
15 determine whether there is a basis to determine that
16 the missing person is a high-risk missing person.

17 (B) If a law enforcement agency has previously
18 determined that a missing person is not a high-risk
19 missing person, but obtains new information, it shall
20 immediately determine whether the information
21 indicates that the missing person is a high-risk
22 missing person.

23 (C) Law enforcement agencies are encouraged to
24 establish written protocols for the handling of
25 missing person cases to accomplish the purposes of this
26 Act.

1 (3) Law enforcement agency reports.

2 (A) The responding local law enforcement agency
3 shall immediately enter all collected information
4 relating to the missing person case in the Law
5 Enforcement Agencies Data System (LEADS) and the
6 National Crime Information Center (NCIC) databases.
7 The information shall be provided in accordance with
8 applicable guidelines relating to the databases. The
9 information shall be entered as follows:

10 (i) All appropriate DNA profiles, as
11 determined by the Department of State Police,
12 shall be uploaded into the missing person
13 databases of the State DNA Index System (SDIS) and
14 National DNA Index System (NDIS) after completion
15 of the DNA analysis and other procedures required
16 for database entry.

17 (ii) Information relevant to the Federal
18 Bureau of Investigation's Violent Criminal
19 Apprehension Program shall be entered as soon as
20 possible.

21 (iii) The Department of State Police shall
22 ensure that persons entering data relating to
23 medical or dental records in State or federal
24 databases are specifically trained to understand
25 and correctly enter the information sought by
26 these databases. The Department of State Police

1 shall either use a person with specific expertise
2 in medical or dental records for this purpose or
3 consult with a chief medical examiner, forensic
4 anthropologist, or odontologist to ensure the
5 accuracy and completeness of information entered
6 into the State and federal databases.

7 (B) The Department of State Police shall
8 immediately notify all law enforcement agencies within
9 this State and the surrounding region of the
10 information that will aid in the prompt location and
11 safe return of the high-risk missing person.

12 (C) The local law enforcement agencies that
13 receive the notification from the Department of State
14 Police shall notify officers to be on the lookout for
15 the missing person or a suspected abductor.

16 (D) Pursuant to any applicable State criteria,
17 local law enforcement agencies shall also provide for
18 the prompt use of an Amber Alert in cases involving
19 abducted children; or use of the Endangered Missing
20 Person Advisory ~~public dissemination of photographs~~ in
21 appropriate high risk cases.

22 (Source: P.A. 95-192, eff. 8-16-07.)