

2013 DRAFTING REQUEST

Bill

Received: 9/4/2013 Received By: chanaman
Wanted: As time permits Same as LRB:
For: Chad Weininger (608) 266-5840 By/Representing: Kirsten Reader
May Contact: Drafter: chanaman
Subject: Justice - civil Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Weininger@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Alerts for missing adults

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	chanaman 1/27/2014	kfollett 1/28/2014	phenry 9/17/2013	_____	sbasford 9/17/2013		
/P2	chanaman 1/29/2014	kfollett 1/29/2014	rschluet 1/28/2014	_____	sbasford 1/28/2014		State
/1				_____	lparisi 1/29/2014	sbasford 1/30/2014	State

FE Sent For:

01-30-2014
(1/1")

<END>

see attached

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/P2		1/15 F 1/29	rschluet 1/28/2014 1/15 F 1/29	_____	sbasford 1/28/2014		State

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/P1	chanaman 9/6/2013	kfollett 9/17/2013	phenry 9/17/2013	_____	sbasford 9/17/2013		

FE Sent For:

1/28
1/28
(1/28)
<END>

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 May Contact: Drafter: chanaman
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/P1	chanaman	1/11/13 9/17	9/17 pk	_____	_____		

FE Sent For:

<END>

Draft Silver Alert Proposal

Summary:

The Wisconsin Crime Alert Network (WCAN), administered by the Wisconsin Department of Justice, Division of Criminal Investigation, will create an alert category titled "Silver Alert" which is intended for older adults who are missing and have Alzheimer's disease, dementia, or other mental impairment.

Background:

According to available research, approximately 6 in 10 dementia victims will wander at least once. If not found within 24 hours, up to half of wandering seniors with dementia suffer serious injury or death. Approximately 23 states have a "Silver Alert" program for missing persons, often over the age of 65, which have been diagnosed with Alzheimer's disease, dementia or other mental disability. Nine states have programs to locate missing seniors that are not officially called "Silver Alert." Ten states, including Wisconsin, have missing person alert systems with broader criteria than conventional Silver Alert programs.

Details:

A "Silver Alert" form will be created on WCAN. This form will be created to address the specific issues related to a missing older adult with a mental impairment. Law enforcement WCAN users will be trained on proper use of the "Silver Alert" form. The issuance of a "Silver Alert" through WCAN will follow the same procedures currently in place for sending out alerts through WCAN. The agency issuing the "Silver Alert" will have the ability to make a request to DOJ for dissemination to digital billboards. If approved by DOJ, DOJ will forward the WCAN Silver Alert to Wisconsin Outdoor Advertisers Association members who have voluntarily agreed to consider such requests. The issuance of a Silver Alert through WCAN will not involve any approval process from DOJ. Issuing agencies will have the ability and authority to issue a Silver Alert directly through WCAN just as any other type of WCAN alert.

A Silver Alert through WCAN will not activate the Emergency Activation System.

DOJ requests 1 GPR FTE to administer operations relating to implementation and maintenance of a Silver Alert component to the Crime Alert Network and to train law enforcement agencies in proper identification and activation of Silver Alerts. Total costs for 1 GPR FTE will be \$82,890 annually (\$60,000 – salary, \$22,890 – fringe benefits).

Partnerships:

DOJ will engage partnerships with organizations which have a mission that focuses on older citizens. Such partnerships will solicit input in determining guidelines for sending Silver Alerts, as well as feedback in creation of the Silver Alert broadcast form.

Possible groups to participate:

1. Wisconsin Assisted Living Association
2. Wisconsin Department of Health Services
3. Coalition of Wisconsin Aging Groups
4. Alzheimer's & Dementia Alliance of Wisconsin
5. Greater Wisconsin Agency on Aging Resources

Members of the Wisconsin Broadcasters Association and the Wisconsin Outdoor Advertisers Association will play a key role in the Silver Alert program.



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

1 **AN ACT ...; relating to:** alerts for missing adults at risk.

Analysis by the Legislative Reference Bureau

The Department of Justice (DOJ) currently administers an integrated crime alert network and may use the network to provide to state agencies, law enforcement, or the public information regarding criminal activity, crime prevention, and missing or endangered persons. This bill requires DOJ to allow law enforcement agencies to use the network to disseminate to broadcasters and outdoor advertisers reports of missing adults who are at least 65 years of age and cognitively impaired. The bill also requires that DOJ solicit input from organizations that focus on individuals 65 and older regarding guidelines for such alerts and that DOJ maintain a list of organizations engaged in broadcasting or outdoor advertisement activities that have agreed to be recipients of alerts. This bill authorizes a new position at DOJ for performing the new duties under this bill.

in

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 **SECTION 1.** 165.785 (1) of the statutes is renumbered 165.785 (1) (a) and
3 amended to read:

1 165.785 (1) (a) In addition to its duties under ss. 165.50 and 165.78, the
2 department ~~may~~ shall develop, administer, and maintain an integrated crime alert
3 network.

4 **(b) 1.** The department may use the network under par. (a) to provide
5 information regarding known or suspected criminal activity, crime prevention, and
6 missing or endangered persons to state agencies, law enforcement officers, and
7 members of the private sector.

8 *History:* 2009 a. 358.

SECTION 2. 165.785 (1) (b) 2. of the statutes is created to read:

9 165.785 (1) (b) 2. The department shall ensure that a law enforcement agency
10 may access the network under par. (a) to disseminate a report under s. 175.51 to
11 persons on the list maintained under sub. (2m) (c).

12 **SECTION 3.** 165.785 (2) of the statutes is amended to read:

13 165.785 (2) The department may charge a fee to members of the private sector
14 who receive information under sub. (1) (a).

15 *History:* 2009 a. 358.

SECTION 4. 165.785 (2m) of the statutes is created to read:

16 165.785 (2m) (a) 1. The department shall provide a form for reports of missing
17 adults at risk under s. 175.51 that law enforcement agencies can access through the
18 integrated crime alert network.

19 2. The department shall train law enforcement officers on identifying reports
20 of adults at risk that are appropriate for dissemination under sub. (1) (b) 2., using
21 the form provided under subd. 1., and accessing the network to disseminate the
22 report.

23 (b) The department shall solicit input from private organizations with missions
24 focused on individuals who are at least 65 years of age to determine guidelines for

1 disseminating reports made under s. 175.51 and to receive feedback on the forms
2 provided under par. (a) 1. and on the list maintained under par. (c).

3 (c) The department shall maintain a list of persons that are engaged in
4 broadcasting or outdoor advertising, that have agreed to be on the list, and that
5 would be appropriate recipients of reports disseminated under sub. (1) (b) 2.

6 **SECTION 5.** 175.51 of the statutes is created to read:

7 **175.51 Reports of missing adults at risk.** (1) In this section, "adult at risk"
8 means an individual who is at least 65 years of age and who has a developmental
9 disability, who suffers from Alzheimer's disease or dementia, or who suffers from or
10 could, without access to medication, suffer from cognitive impairment if the
11 impairment would likely render the adult incapable of getting to a familiar location
12 without assistance.

13 (2) If a law enforcement agency receives a report of a missing adult at risk, the
14 law enforcement agency may use the form under s. 165.785 (2m) (a) 1. to disseminate
15 the report using the integrated crime alert network.

16 **SECTION 6. Nonstatutory provisions.**

17 (1) The authorized FTE positions for the department of justice are increased
18 by 1.0 GPR position, to be funded from the appropriation under section 20.455 (2) (a)
19 of the statutes, to perform the duties associated with the alert for adults at risk under
20 section 165.785 of the statutes, as affected by this act.

21 **SECTION 7. Effective date.**

22 (1) This act takes effect on the first day of the 4th month beginning after
23 publication.

24 (END)

Hanaman, Cathlene

From: Zikmund, Alison
Sent: Monday, January 27, 2014 4:08 PM
To: Hanaman, Cathlene
Subject: FW: Silver Alert
Attachments: 13-3058_P1.pdf

Cathlene,

Will you please make this change to the attached bill draft, please? This bill is a priority for Rep. Weininger, so we would appreciate it as quickly as you are able.

Thank you!

Alison Zikmund
Office of Rep. Chad Weininger
(608) 266-1184

From: Rinehart, Mark W. [<mailto:RinehartMW@DOJ.STATE.WI.US>]
Sent: Monday, January 27, 2014 4:04 PM
To: Zikmund, Alison
Subject: RE: Silver Alert

Hello Alison,

The main change we need to the attached draft is an increase of approximately \$64,500 to the amount of the appropriation under s. 20.455(2)(a) to fund the new position. We don't want the new position that is created in Section 6 to be funded with existing GPR dollars under s. 20.455(2)(a). The drafter will know how to word such a change.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3058/P1
CMH:kjf:ph

~~We please~~

Now

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to renumber and amend** 165.785 (1); **to amend** 165.785 (2); and **to**
2 **create** 165.785 (1) (b) 2., 165.785 (2m) and 175.51 of the statutes; **relating to:**
3 alerts for missing adults at risk, and making an appropriation

Analysis by the Legislative Reference Bureau

The Department of Justice (DOJ) currently administers an integrated crime alert network and may use the network to provide to state agencies, law enforcement, or the public information regarding criminal activity, crime prevention, and missing or endangered persons. This bill requires DOJ to allow law enforcement agencies to use the network to disseminate to broadcasters and outdoor advertisers reports of missing adults who are at least 65 years of age and cognitively impaired. The bill also requires that DOJ solicit input from organizations that focus on individuals 65 and older regarding guidelines for such alerts and that DOJ maintain a list of organizations engaged in broadcasting or outdoor advertisement activities that have agreed to be recipients of alerts. This bill authorizes a new position at DOJ for performing the new duties under this bill.

INS STATE FE

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4 **SECTION 1.** 165.785 (1) of the statutes is renumbered 165.785 (1) (a) and
5 amended to read:

1 165.785 (1) (a) In addition to its duties under ss. 165.50 and 165.78, the
2 department ~~may~~ shall develop, administer, and maintain an integrated crime alert
3 network.

4 (b) 1. The department may use the network under par. (a) to provide
5 information regarding known or suspected criminal activity, crime prevention, and
6 missing or endangered persons to state agencies, law enforcement officers, and
7 members of the private sector. ✓

8 **SECTION 2.** 165.785 (1) (b) 2. of the statutes is created to read:

9 165.785 (1) (b) 2. The department shall ensure that a law enforcement agency
10 may access the network under par. (a) to disseminate a report under s. 175.51 to
11 persons on the list maintained under sub. (2m) (c). ✓

12 **SECTION 3.** 165.785 (2) of the statutes is amended to read:

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14 who receive information under sub. (1) (a). ✓

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24 focused on individuals who are at least 65 years of age to determine guidelines for

1 disseminating reports made under s. 175.51 and to receive feedback on the forms
2 provided under par. (a) 1. and on the list maintained under par. (c).

3 (c) The department shall maintain a list of persons that are engaged in
4 broadcasting or outdoor advertising, that have agreed to be on the list, and that
5 would be appropriate recipients of reports disseminated under sub. (1) (b) 2.

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9 disability, who suffers from Alzheimer's disease or dementia, or who suffers from or
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13 (2) If a law enforcement agency receives a report of a missing adult at risk, the
14 law enforcement agency may use the form under s. 165.785 (2m) (a) 1. to disseminate
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20 section 165.785 of the statutes, as affected by this act.

21 **SECTION 7. Effective date.**

22 (1) This act takes effect on the first day of the 4th month beginning after
23 publication.

24 (END)

INS 3-21

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3058/p2ins
CMH:.....

1 Insert 3-21

2 **SECTION 1. Fiscal changes.**

3 (1) ALERT FOR ADULTS AT RISK. In the schedule under section 20.005 (3) of the
4 statutes for the appropriation to the ~~Department of Justice~~ under section 20.455 (2)
5 (a) of the statutes, as affected by the acts of 2013, the dollar amount is increased by
6 \$64,500 for the second fiscal year of the fiscal biennium in which this subsection
7 takes effect to ~~to~~ increase the authorized FTE positions by 1.0 GPR position to
8 perform the duties associated with the alert for adults at risk under section 165.785
9 of the statutes, as affected by this act.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3058/22
CMH:kjf:rs

*no changes
today*

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

repeal

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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23 takes effect to increase the authorized FTE positions by 1.0 GPR position to perform
24 the duties associated with the alert for adults at risk under section 165.785 of the
25 statutes, as affected by this act.

Parisi, Lori

From: Zikmund, Alison
Sent: Wednesday, January 29, 2014 4:38 PM
To: LRB.Legal
Subject: Draft Review: LRB -3058/1 Topic: Alerts for missing adults

Please Jacket LRB -3058/1 for the ASSEMBLY.

Barman, Mike

From: Zikmund, Alison
Sent: Thursday, January 30, 2014 2:54 PM
To: LRB.Legal
Subject: Submitted: LRB -3058/1 Topic: Alerts for missing adults?body=

Please rush a Fiscal Note on this bill. The plan is to hear it in committee on Wednesday, February 5th.

Thanks.

Alison Zikmund
Office of Rep. Chad Weininger
(608) 266-1184

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