

STATE OF NEW YORK

8286--B

2017-2018 Regular Sessions

IN ASSEMBLY

June 6, 2017

Introduced by M. of A. OTIS, McDONALD, JOYNER -- read once and referred to the Committee on Governmental Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Rules -- Rules Committee discharged, bill amended, ordered reprinted as amended and recommitted to the Committee on Rules

AN ACT to amend the executive law, in relation to the transmission of reports of missing persons to the National Missing and Unidentified Persons System

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 837-e of the executive law is amended by adding a new subdivision 1-b to read as follows:

1-b. The division shall transmit the report of the missing child to the National Missing and Unidentified Persons System (NamUs) no later than thirty days after entry of a report of a missing child into the register.

§ 2. Paragraphs (e) and (f) of subdivision 4 of section 837-e of the executive law, as amended by chapter 652 of the laws of 1987, are amended to read as follows:

(e) insuring the proper disposition of all obsolete register data, provided however that such data for a person who has reached the age of eighteen and remains missing shall be preserved; ~~and~~

(f) linking the register with the national crime information center register; and

(g) establishing procedures for transmitting a report of a missing child to the National Missing and Unidentified Persons System (NamUs) pursuant to subdivision one-b of this section.

§ 3. Section 837-f-2 of the executive law, as added by chapter 316 of the laws of 2016, is amended to read as follows:

EXPLANATION--Matter in italics (underscored) is new; matter in brackets ~~[-]~~ is old law to be omitted.

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1 § 837-f-2. Missing adults. In the event that a police agency receives
2 a report that an adult person is missing from his or her normal and
3 ordinary place of residence and whose whereabouts cannot be determined
4 by an individual whose relationship with such adult person would place
5 such individual in a position to have knowledge of his or her where-
6 abouts, and that such missing adult person has a proven disability, or
7 may be in physical danger, or is missing after a catastrophe, or may
8 have disappeared involuntarily, or is missing under circumstances where
9 there is a reasonable concern for his or her safety; and such missing
10 adult person does not qualify as either a missing child pursuant to
11 section eight hundred thirty-seven-e of this article or a vulnerable
12 adult pursuant to section eight hundred thirty-seven-f-1 of this arti-
13 cle, the police agency shall collect information necessary to file an
14 electronic report regarding the missing adult person with the national
15 crime information center register and submit such electronic report to
16 the national crime information center register.

17 No later than thirty days after a police agency receives a report that
18 an adult person is missing under this section, the agency shall submit
19 an electronic report to the National Missing and Unidentified Persons
20 System (NamUs).

21 § 4. This act shall take effect immediately.