

27 (d) A missing adult who meets the criteria for activation
28 of the Silver Alert Plan of the Department of Law Enforcement;
29 or

30 (e) A missing person with special needs who is at risk of
31 becoming lost or is prone to wander due to autism spectrum
32 disorder, a developmental disability, or any other disease or
33 condition.

34 Section 2. Paragraphs (d) and (e) of subsection (5) of
35 section 937.021, Florida Statutes, are amended, and a new
36 paragraph (d) is added to that subsection, to read:

37 937.021 Missing child and missing adult reports.—

38 (5)

39 (d) Upon receiving a request to record, report, transmit,
40 display, or release information about a missing person with
41 special needs, as described in s. 937.0201(4)(e), from the law
42 enforcement agency having jurisdiction over the missing person,
43 the Department of Law Enforcement, any state or local law
44 enforcement agency, and the personnel of these agencies; any
45 radio or television network, broadcaster, or other media
46 representative; any dealer of communications services as defined
47 in s. 202.11; or any agency, employee, individual, or entity is
48 immune from civil liability for damages for complying in good
49 faith with the request and is presumed to have acted in good
50 faith in recording, reporting, transmitting, displaying, or
51 releasing information pertaining to the missing person with
52 special needs.

53 (e)~~(d)~~ The presumption of good faith is not overcome if a
 54 technical or clerical error is made by any agency, employee,
 55 individual, or entity acting at the request of the local law
 56 enforcement agency having jurisdiction, or if the information
 57 regarding an Amber Alert, Missing Child Alert, Silver Alert,
 58 missing child information, missing adult information, or missing
 59 person with special needs Silver Alert information is incomplete
 60 or incorrect because the information received from the local law
 61 enforcement agency was incomplete or incorrect.

62 (f)~~(e)~~ Neither this subsection nor any other provision of
 63 law creates a duty of the agency, employee, individual, or
 64 entity to record, report, transmit, display, or release the
 65 information regarding an Amber Alert, Missing Child Alert,
 66 Silver Alert, missing child information, missing adult
 67 information, or missing person with special needs Silver Alert
 68 information received from the local law enforcement agency
 69 having jurisdiction. The decision to record, report, transmit,
 70 display, or release information is discretionary with the
 71 agency, employee, individual, or entity receiving the
 72 information.

73 Section 3. Paragraph (b) of subsection (3) of section
 74 937.022, Florida Statutes, is amended to read:

75 937.022 Missing Endangered Persons Information
 76 Clearinghouse.—

77 (3) The clearinghouse shall:

78 (b) Provide a centralized file for the exchange of

79 information on missing endangered persons.

80 1. Every state, county, or municipal law enforcement
81 agency shall submit to the clearinghouse information concerning
82 missing endangered persons.

83 2. Any person having knowledge may submit a missing
84 endangered person report to the clearinghouse concerning a
85 child, an ~~or~~ adult younger than 26 years of age, or a person
86 with special needs, as described in s. 937.0201(4)(e), whose
87 whereabouts are ~~is~~ unknown, regardless of the circumstances,
88 subsequent to reporting such child, ~~or~~ adult, or person with
89 special needs missing to the appropriate law enforcement agency
90 within the county in which the child, ~~or~~ adult, or person with
91 special needs went ~~became~~ missing, and subsequent to entry by
92 the law enforcement agency of the child or person into the
93 Florida Crime Information Center and the National Crime
94 Information Center databases. The missing endangered person
95 report shall be included in the clearinghouse database.

96 3. Only the law enforcement agency having jurisdiction
97 over the case may submit a missing endangered person report to
98 the clearinghouse involving a missing adult age 26 years or
99 older who is suspected by a law enforcement agency of being
100 endangered or the victim of criminal activity.

101 4. Only the law enforcement agency having jurisdiction
102 over the case may make a request to the clearinghouse for the
103 activation of a state Silver Alert involving a missing adult if
104 circumstances regarding the disappearance have met the criteria

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105 | for activation of the Silver Alert Plan.

106 | Section 4. This act shall take effect July 1, 2015.