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FISCAL IMPACT STATEMENT

LS 6894

BILL NUMBER: HB 1116

NOTE PREPARED: Dec 26, 2008

BILL AMENDED:

SUBJECT: Report of Missing Persons to National Data Base.

FIRST AUTHOR: Rep. Cheatham

FIRST SPONSOR:

BILL STATUS: As Introduced

**FUNDS AFFECTED: GENERAL
 DEDICATED
 FEDERAL**

IMPACT: State & Local

Summary of Legislation: This bill provides that a law enforcement agency that receives a report of a missing person may notify and request assistance from the Indiana State Police Department (ISP). The bill requires a law enforcement agency that receives a report of a missing person to inform every law enforcement agency in Indiana of the missing person and enter information that relates to the missing person into the National Crime Information Center's (NCIC) data base not later than two hours after the report of the missing person is received. It also permits a law enforcement agency that receives a report of a missing person to notify law enforcement agencies in another state if the State Police Department believes that the notification will assist in locating the missing person. The bill makes other changes.

Effective Date: July 1, 2009.

Explanation of State Expenditures: This bill will increase the number of missing person reports in the state by removing the high-risk requirement from a missing persons report. All missing persons reports, not just high-risk missing persons reports, will be accepted by law enforcement to aid in the search for the missing persons.

A high-risk missing person, as defined by Indiana Code, is a person whose whereabouts are not known and who may be at risk for injury or death given the following situations: (1) missing as a result of abduction, (2) the result of a crime, (3) occurred under circumstances that are dangerous, (4) missing for more than 30 days, (5) missing and in need of medical attention or prescription medicine, (6) at risk due to abduction by a noncustodial parent, (7) mentally impaired, (8) less than 21 years of age, (9) the victim of a previous threat of violence or an act of violence, (10) determined by law enforcement to be at risk of injury or death, and (11) a missing endangered adult. To be considered a high-risk missing person, the individual would have to

qualify for only one of the aforementioned situations. Removing this requirement would not increase the number of reported missing persons, but would increase the number of reported missing persons that would require law enforcement to create a missing persons report and follow procedures established for communicating this information to law enforcement throughout the state that is established in the Indiana Code.

The bill would require ISP to notify all other law enforcement in the state when a notice of a missing person is received. Currently, ISP is required to notify other law enforcement in the state when a high-risk missing person report is received.

If this bill increases the number of missing person reports submitted by local law enforcement (in addition to high-risk missing persons), ISP workload will increase to notify all local law enforcement in the state. Actual increases in workload are indeterminable.

Explanation of State Revenues:

Explanation of Local Expenditures: The bill requires local law enforcement to receive reports of missing persons and input missing persons information into NCIC and any other appropriate database. Additionally, law enforcement that receive reports of missing persons are required to instruct officers to be alert for the person. When local law enforcement receives a report of a missing person, they are required to report these persons to ISP. These provisions will increase the workload of local law enforcement to the extent that they are required to create missing persons reports for all missing persons and not just high-risk missing persons.

Currently, Indiana Code only requires local law enforcement to notify ISP, receive notice from ISP, and enter information into NCIC and any other appropriate database if the missing person is considered a high-risk missing person. By removing the high-risk requirement (as defined by IC 5-2-17-1), the bill can increase the workload of local law enforcement to include all missing person reports in their reporting process. Actual increase in workload are indeterminable.

Background Information: A search of the missing persons database made available by the National Center for Missing Adults revealed that there are currently 26 reported missing adults in the state of Indiana.

Explanation of Local Revenues:

State Agencies Affected: ISP.

Local Agencies Affected: Local law enforcement.

Information Sources: National Center for Missing Adults, Indiana Code.

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