



CITY COUNCIL
ATLANTA, GEORGIA

RESOLUTION

BY COUNCILMEMBER FELICIA A. MOORE

Carly Smith
Jane M. Sheperd
Felicia A. Moore
David Wood
09-R-0379
Shel
Miller

A RESOLUTION BY THE ATLANTA CITY COUNCIL SUPPORTING U. S. HOUSE BILL 632 (KNOWN AS THE "NATIONAL SILVER ALERT ACT 2009") AND ENCOURAGING THE U. S. SENATE TO APPROVE THIS LEGISLATION THE PURPOSE OF WHICH IS TO ENCOURAGE, ENHANCE, AND INTEGRATE SILVER ALERT PLANS THROUGHOUT THE UNITED STATES, TO AUTHORIZE GRANTS FOR THE ASSISTANCE OF ORGANIZATIONS TO FIND MISSING ADULTS; AND FOR OTHER PURPOSES.

WHEREAS, U. S. House Bill 632, (known as the "National Silver Alert Act 2009") seeks to establish a national communications network within the U. S. Department of Justice to provide assistance to regional and local search efforts for missing seniors through the initiation, facilitation, and promotion of local elements of the network (known as Silver Alert plans) in coordination with States, local government, law enforcement agencies, and other concerned entities with expertise in providing services to seniors; and

WHEREAS, said house bill was adopted by the U. S. House of Representatives on February 10, 2009 and has been forwarded to the U. S. Senate for a vote; and

WHEREAS, this federal legislation is modeled in part after Georgia's Mattie's Call law, which was enacted by the State of Georgia at the urging of the Atlanta City Council due to the disappearance of the late Ms. Mattie Moore and which has sparked states and local governments to implement silver alert systems; and

WHEREAS, Mattie's Call, an emergency alert system similar to the Amber Alert, which broadcasts the missing person's information to statewide law enforcement, convenience stores and other businesses via email, phone and text messages, has garnered a safe return for seventy of the seventy-one calls issued since its inception in 2006; and

WHEREAS, like Ms. Mattie Moore, many of these missing seniors suffer from Alzheimer disease which in 2008, affected an estimated 5.2 million Americans which number is expected to increase to as many as 16 million by 2050; and

WHEREAS, the Atlanta City Council supports this proposed federal legislation and encourages the U. S. Senate to also approve this legislation.



**THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA
HEREBY RESOLVES** as follows:

The Atlanta City Council hereby supports U. S. House Bill 632 (known as the "National Silver Alert Act 2009", a copy of which is attached to this Resolution) and encourages the U. S. Senate to approve this legislation the purpose of which is to encourage, enhance, and integrate silver alert plans throughout the United States and to authorize grants for the assistance of organizations to find missing adults.

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to forward a copy of this Resolution to the two U. S. Senators from the State of Georgia, Senators Johnny Isakson and Saxby Chambliss and to the sponsor(s) of this Bill on the Senate side, if any.

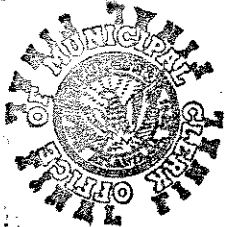
A true copy,


Deputy Clerk

ADOPTED by the Atlanta Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

MAR 02, 2009

MAR 11, 2009



111th CONGRESS
1st Session
H. R. 632

To encourage, enhance, and integrate Silver Alert plans throughout the United States, to authorize grants for the assistance of organizations to find missing adults, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

January 22, 2009

Mr. DOGGETT (for himself, Mr. BILIRAKIS, Mrs. MYRICK, Ms. JACKSON-LEE of Texas, Mr. SIRES, Ms. CLARKE, Mr. ORTIZ, Mr. SNYDER, Mr. LEWIS of Georgia, Ms. BERKLEY, Mr. VAN HOLLEN, Mr. PRICE of North Carolina, and Mr. JOHNSON of Georgia) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To encourage, enhance, and integrate Silver Alert plans throughout the United States, to authorize grants for the assistance of organizations to find missing adults, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I--SILVER ALERT COMMUNICATIONS NETWORK

SECTION 101. SHORT TITLE.

This title may be cited as the 'National Silver Alert Act 2009'.

SEC. 102. DEFINITIONS.

For purposes of this title:

- (1) STATE- The term 'State' means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.
- (2) MISSING SENIOR- The term 'missing senior' refers to any individual who--
 - (A) is reported to, or identified by, a law enforcement agency as a missing person; and
 - (B) meets the requirements to be designated as a missing senior, as determined by the State in which the individual is reported or identified as a missing person.

SEC. 103. SILVER ALERT COMMUNICATIONS NETWORK.

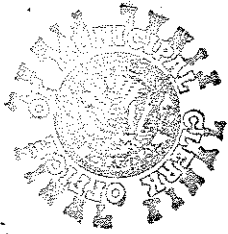
The Attorney General shall, subject to the availability of appropriations under section 107, establish a national Silver Alert communications network within the Department of Justice to provide assistance to regional and local search efforts for missing seniors through the initiation, facilitation, and promotion of local elements of the network (known as Silver Alert plans) in coordination with States, units of local government, law enforcement agencies, and other concerned entities with expertise in providing services to seniors.

SEC. 104. SILVER ALERT COORDINATOR.


(a) National Coordinator Within Department of Justice- The Attorney General shall designate an individual of the Department of Justice to act as the national coordinator of the Silver Alert communications network. The individual so designated shall be known as the Silver Alert Coordinator of the Department of Justice (referred to in this title as the 'Coordinator').

(b) Duties of the Coordinator- In acting as the national coordinator of the Silver Alert communications network, the Coordinator shall--

- (1) work with States to encourage the development of additional Silver Alert plans in the network;
- (2) establish voluntary guidelines for States to use in developing Silver Alert plans that will promote compatible and integrated Silver Alert plans throughout the United States, including--
 - (A) a list of the resources necessary to establish a Silver Alert plan;
 - (B) criteria for evaluating whether a situation warrants issuing a Silver Alert, taking into consideration the need for the use of such Alerts to be limited in scope because the effectiveness of the Silver Alert communications network may be affected by overuse, including criteria to determine--



- (i) whether the mental capacity of a senior who is missing, and the circumstances of his or her disappearance, warrant the issuance a Silver Alert; and
 - (ii) whether the individual who reports that a senior is missing is an appropriate and credible source on which to base the issuance of a Silver Alert;
 - (C) a description of the appropriate uses of the Silver Alert name to readily identify the nature of search efforts for missing seniors; and
 - (D) recommendations on how to protect the privacy, dignity, independence, and autonomy of any missing senior who may be the subject of a Silver Alert;
 - (3) develop proposed protocols for efforts to recover missing seniors and to reduce the number of seniors who are reported missing, including protocols for procedures that are needed from the time of initial notification of a law enforcement agency that the senior is missing through the time of the return of the senior to family, guardian, or domicile, as appropriate, including--
 - (A) public safety communications protocol;
 - (B) case management protocol;
 - (C) command center operations;
 - (D) reunification protocol; and
 - (E) incident review, evaluation, debriefing, and public information procedures;
 - (4) work with States to ensure appropriate regional coordination of various elements of the network;
 - (5) establish an advisory group to assist States, units of local government, law enforcement agencies, and other entities involved in the Silver Alert communications network with initiating, facilitating, and promoting Silver Alert plans, which shall include--
 - (A) to the maximum extent practicable, representation from the various geographic regions of the United States; and
 - (B) members who are--
 - (i) representatives of senior citizen advocacy groups, law enforcement agencies, and public safety communications;
 - (ii) broadcasters, first responders, dispatchers, and radio station personnel; and
 - (iii) representatives of any other individuals or organizations that the Coordinator determines are necessary to the success of the Silver Alert communications network; and
 - (6) act as the nationwide point of contact for--
 - (A) the development of the network; and
 - (B) regional coordination of alerts for missing seniors through the network.
- (c) Coordination-
- (1) COORDINATION WITH OTHER AGENCIES- The Coordinator shall coordinate and consult with the Secretary of Transportation, the Federal Communications Commission, the Assistant Secretary for Aging of the Department of Health and Human Services, the head of the Missing Alzheimer's Disease Patient Alert Program, and other appropriate offices of the Department of Justice in carrying out activities under this title.
 - (2) STATE AND LOCAL COORDINATION- The Coordinator shall consult with local broadcasters and State and local law enforcement agencies in establishing minimum standards under section 105 and in carrying out other activities under this title, as appropriate.
- (d) Annual Reports- Not later than one year after the date of enactment of this Act, and annually thereafter, the Coordinator shall submit to Congress a report on the activities of the Coordinator and the effectiveness and status of the Silver Alert plans of each State that has established or is in the process of establishing such a plan. Each such report shall include--
- (1) a list of States that have established Silver Alert plans;
 - (2) a list of States that are in the process of establishing Silver Alert plans;
 - (3) for each State that has established such a plan, to the extent the data is available--
 - (A) the number of Silver Alerts issued;
 - (B) the number of individuals located successfully;
 - (C) the average period of time between the issuance of a Silver Alert and the location of the individual for whom such Alert was issued;
 - (D) the State agency or authority issuing Silver Alerts, and the process by which Silver Alerts are disseminated;
 - (E) the cost of establishing and operating such a plan;
 - (F) the criteria used by the State to determine whether to issue a Silver Alert; and
 - (G) the extent to which missing individuals for whom Silver Alerts were issued crossed State lines;
 - (4) actions States have taken to protect the privacy and dignity of the individuals for whom Silver Alerts are issued;
 - (5) ways that States have facilitated and improved communication about missing individuals between families, caregivers, law enforcement officials, and other authorities; and
 - (6) any other information the Coordinator determines to be appropriate.



SEC. 105. MINIMUM STANDARDS FOR ISSUANCE AND DISSEMINATION OF ALERTS THROUGH SILVER ALERT COMMUNICATIONS NETWORK.

Establishment of Minimum Standards- Subject to subsection (b), the Coordinator shall establish minimum for--

- (1) the issuance of alerts through the Silver Alert communications network; and
- (2) the extent of the dissemination of alerts issued through the network.

(b) Limitations-

- (1) **VOLUNTARY PARTICIPATION-** The minimum standards established under subsection (a) of this section, and any other guidelines and programs established under section 104, shall be adoptable on a voluntary basis only.
- (2) **DISSEMINATION OF INFORMATION-** The minimum standards shall, to the maximum extent practicable (as determined by the Coordinator in consultation with State and local law enforcement agencies), provide that appropriate information relating to the special needs of a missing senior (including health care needs) are disseminated to the appropriate law enforcement, public health, and other public officials.
- (3) **GEOGRAPHIC AREAS-** The minimum standards shall, to the maximum extent practicable (as determined by the Coordinator in consultation with State and local law enforcement agencies), provide that the dissemination of an alert through the Silver Alert communications network be limited to the geographic areas which the missing senior could reasonably reach, considering the missing senior's circumstances and physical and mental condition, the modes of transportation available to the missing senior, and the circumstances of the disappearance.
- (4) **AGE REQUIREMENTS-** The minimum standards shall not include any specific age requirement for an individual to be classified as a missing senior for purposes of the Silver Alert communication network. Age requirements for determinations of whether an individual is a missing senior shall be determined by each State, and may vary from State to State.
- (5) **PRIVACY AND CIVIL LIBERTIES PROTECTIONS-** The minimum standards shall--
 - (A) ensure that alerts issued through the Silver Alert communications network comply with all applicable Federal, State, and local privacy laws and regulations; and
 - (B) include standards that specifically provide for the protection of the civil liberties and sensitive medical information of missing seniors.
- (6) **STATE AND LOCAL VOLUNTARY COORDINATION-** In carrying out the activities under subsection (a), the Coordinator may not interfere with the current system of voluntary coordination between local broadcasters and State and local law enforcement agencies for purposes of the Silver Alert communications network.

SEC. 106. TRAINING AND OTHER RESOURCES.

(a) **Training and Educational Programs-** The Coordinator shall make available to States, units of local government, law enforcement agencies, and other concerned entities that are involved in initiating, facilitating, or promoting Silver Alert plans, including broadcasters, first responders, dispatchers, public safety communications personnel, and radio station personnel--

- (1) training and educational programs related to the Silver Alert communication network and the capabilities, limitations, and anticipated behaviors of missing seniors, which shall be updated regularly to encourage the use of new tools, technologies, and resources in Silver Alert plans; and
- (2) informational materials, including brochures, videos, posters, and websites to support and supplement such training and educational programs.

(b) **Coordination-** The Coordinator shall coordinate--

- (1) with the Assistant Secretary for Aging of the Department of Health and Human Services in developing the training and educational programs and materials under subsection (a); and
- (2) with the head of the Missing Alzheimer's Disease Patient Alert Program within the Department of Justice, to determine if any existing material with respect to training programs or educational materials developed or used as part of such Patient Alert Program are appropriate and may be used for the programs under subsection (a).

SEC. 107. AUTHORIZATION OF APPROPRIATIONS FOR THE SILVER ALERT COMMUNICATIONS NETWORK.

There are authorized to be appropriated to the Department of Justice such sums as may be necessary to carry out the Silver Alert communications network as authorized under this title.

SEC. 108. GRANT PROGRAM FOR SUPPORT OF SILVER ALERT PLANS.

(a) **Grant Program-** Subject to the availability of appropriations to carry out this section, the Attorney General shall carry out a program to provide grants to States for the development and enhancement of programs and activities for the support of Silver Alert plans and the Silver Alert communications network.

(b) **Activities-** Activities funded by grants under the program under subsection (a) may include--

- (1) the development and implementation of education and training programs, and associated materials, relating to Silver Alert plans;
- (2) the development and implementation of law enforcement programs, and associated equipment, relating to Silver Alert plans;



(3) the development and implementation of new technologies to improve Silver Alert communications; and

(4) such other activities as the Attorney General considers appropriate for supporting the Silver Alert communications network.

Federal Share- The Federal share of the cost of any activities funded by a grant under the program under subsection (a) may not exceed 50 percent.

Distribution of Grants on Geographic Basis- The Attorney General shall, to the maximum extent practicable, ensure the distribution of grants under the program under subsection (a) on an equitable basis throughout the various regions of the United States.

(e) Administration- The Attorney General shall prescribe requirements, including application requirements, for grants under the program under subsection (a).

(f) Authorization of Appropriations-

(1) There is authorized to be appropriated to the Department of Justice \$5,000,000 for each of the fiscal years 2009 through 2013 to carry out this section and, in addition, \$5,000,000 for each of the fiscal years 2009 through 2013 to carry out subsection (b)(3).

(2) Amounts appropriated pursuant to the authorization of appropriations in paragraph (1) shall remain available until expended.

TITLE II--KRISTEN'S ACT REAUTHORIZATION

SEC. 201. SHORT TITLE.

This title may be cited as 'Kristen's Act Reauthorization of 2009'.

SEC. 202. FINDINGS.

Congress finds the following:

(1) Every year thousands of adults become missing due to advanced age, diminished mental capacity, or foul play. Often there is no information regarding the whereabouts of these adults and many of them are never reunited with their families.

(2) Missing adults are at great risk of both physical harm and sexual exploitation.

(3) In most cases, families and local law enforcement officials have neither the resources nor the expertise to undertake appropriate search efforts for a missing adult.

(4) The search for a missing adult requires cooperation and coordination among Federal, State, and local law enforcement agencies and assistance from distant communities where the adult may be located.

(5) Federal assistance is urgently needed to help with coordination among such agencies.

SEC. 203. GRANTS FOR THE ASSISTANCE OF ORGANIZATIONS TO FIND MISSING ADULTS.

(a) Grants-

(1) GRANT PROGRAM- Subject to the availability of appropriations to carry out this section, the Attorney General shall make competitive grants to public agencies or nonprofit private organizations, or combinations thereof, to--

(A) maintain a national resource center and information clearinghouse for missing and unidentified adults;

(B) maintain a national, interconnected database for the purpose of tracking missing adults who are determined by law enforcement to be endangered due to age, diminished mental capacity, or the circumstances of disappearance, when foul play is suspected or circumstances are unknown;

(C) coordinate public and private programs that locate or recover missing adults or reunite missing adults with their families;

(D) provide assistance and training to law enforcement agencies, State and local governments, elements of the criminal justice system, nonprofit organizations, and individuals in the prevention, investigation, prosecution, and treatment of cases involving missing adults;

(E) provide assistance to families in locating and recovering missing adults; and

(F) assist in public notification and victim advocacy related to missing adults.

(2) APPLICATIONS- The Attorney General shall periodically solicit applications for grants under this section by publishing a request for applications in the Federal Register and by posting such a request on the website of the Department of Justice.

(b) Other Duties- The Attorney General shall--

(1) coordinate programs relating to missing adults that are funded by the Federal Government; and

(2) encourage coordination between State and local law enforcement and public agencies and nonprofit private organizations receiving a grant pursuant to subsection (a).

SEC. 204. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to carry out this title \$4,000,000 for each of fiscal years 2010 through 2020.

RCS# 2789
3/02/09
2:12 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

EXCEPT 09-O-0218

ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 1
ABSENT 1

NV Smith	Y Archibong	Y Moore	B Mitchell
Y Hall	E Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
NV Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

09-P-0379

(Do Not Write Above This Line)

James M. Moore
James M. Moore
 A RESOLUTION BY THE ATLANTA CITY COUNCIL SUPPORTING THE HOUSE BILL 632 (KNOWN AS THE NATIONAL SLAYER ALERT ACT 2009) AND ENCOURAGING THE U.S. SENATE TO APPROVE THIS LEGISLATION THE PURPOSE OF WHICH IS TO ENCOURAGE, ENHANCE AND INTEGRATE SLAYER ALERT PLANS THROUGHOUT THE UNITED STATES TO AUTHORIZE GRANTS FOR THE ASSISTANCE OF ORGANIZATIONS TO FIND MISSING ADULTS AND FOR OTHER PURPOSES.

ADOPTED BY

MAR 02 2009

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 2/16/09
 Referred To: Fin / Exec
 Date Referred _____
 Referred To: _____
 Date Referred _____
 Referred To: _____

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee

Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

Committee

Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

Committee

Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

Committee

Date

Chair

Action Fav, Adv, Hold (see rev. side) Other

Members

Refer To

- FINAL COUNCIL ACTION
- 2nd
 - 1st & 2nd
 - 3rd
 - Consent
 - V Vote
 - RC Vote

CERTIFIED

MAR 02 2009

CERTIFIED
 MAR 02 2009
Ronald B. ...
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAR 11 2009

WITHOUT SIGNATURE
 BY OPERATION OF LAW