

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1180 Session of 2022

INTRODUCED BY BROWNE, BARTOLOTTA, HUGHES, FONTANA, MARTIN,
STEFANO, VOGEL, MENSCH, COSTA, YUDICHAK, COLLETT, AUMENT, YAW
AND SANTARSIERO, APRIL 4, 2022

REFERRED TO LAW AND JUSTICE, APRIL 4, 2022

AN ACT

1 Amending the act of November 24, 2004 (P.L.1270, No.153),
2 entitled "An act providing for the Pennsylvania Amber Alert
3 System; authorizing and directing the Pennsylvania State
4 Police to establish and maintain the Pennsylvania Amber Alert
5 System; assessing costs; and providing for immunity and
6 penalties," establishing the Pennsylvania Silver Alert
7 System; and further providing for immunity.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. The title and sections 1 and 5(b) of the act of
11 November 24, 2004 (P.L.1270, No.153), referred to as the
12 Pennsylvania Amber Alert System Law, are amended to read:

13 AN ACT

14 Providing for the Pennsylvania Amber Alert System, the Missing
15 Endangered Person Advisory System and the Pennsylvania Silver
16 Alert System; authorizing and directing the Pennsylvania
17 State Police to establish and maintain the [Pennsylvania
18 Amber Alert System] alert systems; assessing costs; and
19 providing for immunity and penalties.

20 Section 1. Pennsylvania Amber Alert System [and], Missing

1 Endangered Person Advisory System (MEPAS) and
2 Pennsylvania Silver Alert System established.

3 (a) Pennsylvania Amber Alert System.--The Pennsylvania State
4 Police shall establish and maintain the Pennsylvania Amber Alert
5 System to assist in the recovery of abducted children through
6 prompt notification to the general public, appropriate law
7 enforcement authorities and other public agencies.

8 (b) Missing Endangered Person Advisory System (MEPAS).--The
9 Pennsylvania State Police shall establish and maintain the
10 Missing Endangered Person Advisory System to assist in the
11 recovery of missing persons who are at special risk of harm or
12 injury, through prompt notification to the general public,
13 appropriate law enforcement authorities and other agencies.

14 (c) Pennsylvania Silver Alert System.--

15 (1) The Pennsylvania State Police shall establish and
16 maintain the Pennsylvania Silver Alert System to notify the
17 public of a missing person who is believed to be suffering
18 from Alzheimer's disease, dementia or other cognitive
19 impairment, regardless of age and:

20 (i) is entered into the National Crime Information
21 Center (NCIC) as a missing person;

22 (ii) is believed to be in danger of death or serious
23 bodily injury, and the law enforcement agency requesting
24 activation must be able to substantiate or specify what
25 causes this belief; and

26 (iii) there is sufficient information available to
27 indicate that a silver alert would assist in locating the
28 person.

29 (2) The Pennsylvania Silver Alert System shall be
30 operated by the Pennsylvania State Police. Activation may be

1 requested by a law enforcement agency. The notification shall
2 include a description of the person and other information as
3 deemed appropriate.

4 Section 5. Immunity.

5 * * *

6 (b) Good Samaritan immunity.--Any person who provides,
7 obtains or attempts to provide or obtain assistance for a child
8 who is the subject of a Pennsylvania Amber Alert System notice
9 [or], a person who is the subject of a Missing Endangered Person
10 Advisory or a person who is the subject of a Pennsylvania Silver
11 Alert System notice shall be immune from civil liability for
12 acts or omissions in providing or obtaining or attempting to
13 provide or obtain assistance except for acts or omissions
14 intended to cause harm and for which the law does not recognize
15 justification or that constitute gross negligence or willful,
16 wanton or reckless conduct.

17 Section 2. This act shall take effect immediately.