

2022 South Dakota Legislature

House Bill 1171**AMENDMENT 1171B FOR THE INTRODUCED BILL**

1 **An Act to revise provisions related to missing children.**

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 **Section 1. ~~That § 26-17-2 be AMENDED:~~**

4 ~~26-17-2. When a missing child report is made to a law enforcement agency in this state that~~
5 ~~has jurisdiction in the matter, the law enforcement agency shall gather readily available~~
6 ~~information about the missing child and integrate such information into the national crime~~
7 ~~information center computer within twelve hours following the making of the report. The law~~
8 ~~enforcement agency shall make reasonable efforts to acquire additional information about the~~
9 ~~missing child following the transmittal of the initially available information and promptly~~
10 ~~integrate any additional information acquired into such the computer systems. As soon as~~
11 ~~reasonably practicable following the integration of the information into the computer, the~~
12 ~~agency shall verify with the missing child's parents, custodial parent, guardian, legal~~
13 ~~custodian, designated contact, or any other person responsible for the missing child that~~
14 ~~notice will be sent to local media outlets concerning the missing child. The law enforcement~~
15 ~~agency shall then promptly notify local media outlets of all appropriate information that may~~
16 ~~assist in the safe recovery of the missing child.~~

17 **Section 1. That § 26-17-3 be AMENDED:**

18 **26-17-3.** Whenever a law enforcement agency integrates information about a
19 missing child into the national crime information center computer, the law enforcement
20 agency shall promptly notify the missing child's parents, custodial parent, guardian,~~or~~
21 legal custodian, designated contact, or any other person responsible for the missing child,
22 of that action.

23 **Section 2. That § 26-17-4 be AMENDED:**

1 **26-17-4.** Each parent, custodial parent, guardian, legal custodian, designated
2 contact, or other person responsible for the missing child shall provide available
3 information upon request, and may provide information voluntarily, to the law
4 enforcement agency during the information gathering process. The law enforcement
5 agency also may obtain available information about the missing child from other persons
6 subject to constitutional and statutory limitations.

7 **Section 3. That chapter 26-17 be amended with a NEW SECTION:**

8 For purposes of this chapter, the term, designated contact, means a person
9 established as the point of contact between a parent, custodial parent, guardian, legal
10 custodian, or other person responsible for a child and a law enforcement agency through
11 a notarized document signed by the parent, custodial parent, guardian, legal custodian,
12 or other person responsible for the child and a law enforcement representative.