MOZELLE SENIOR OR VULNERABLE ADULT MEDICAL ALERT ACT
Act 176 of 2012

AN ACT to prescribe the senior or vulnerable adult medical alert as the official response to reports of certain missing persons; to provide for the broadcast of information regarding those incidents; and to provide for certain civil immunity.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

The People of the State of Michigan enact:

28.711 Short title.

Sec. 1. This act shall be known and may be cited as the "Mozelle senior or vulnerable adult medical alert act".

History: 2012, Act 176, Imd. Eff. June 19, 2012.

28.712 Definitions.

Sec. 2. As used in this act:

(a) "Missing senior or vulnerable adult" means a resident of this state who is 1 of the following:

(*i*) At least 60 years of age and is believed to be incapable of returning to his or her residence without assistance and is reported missing by a person familiar with that individual.

(*ii*) A vulnerable adult, as that term is defined in section 145m of the Michigan penal code, 1931 PA 328, MCL 750.145m, who is reported missing by a person familiar with that individual.

(*iii*) A person who is missing and suffering from senility or a physical or mental condition that subjects the person or others to personal and immediate danger.

(b) "Person familiar with the missing senior or vulnerable adult" means a missing senior's or vulnerable adult's guardian, custodian, or guardian ad litem or an individual who provides the missing senior or vulnerable adult with home health aid services, possesses a health care power of attorney for the missing senior or vulnerable adult, has proof that the missing senior or vulnerable adult has a medical condition, or otherwise has information regarding the missing senior or vulnerable adult.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

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28.713 Missing senior or vulnerable adult; report.

Sec. 3. A law enforcement agency that receives notice of a missing senior or vulnerable adult from a person familiar with the missing senior or vulnerable adult shall prepare a report on the missing senior or vulnerable adult. The report shall include the following:

(a) Relevant information obtained from the notification concerning the missing senior or vulnerable adult, including the following:

(*i*) A physical description of the missing senior or vulnerable adult.

(*ii*) The date, time, and place that the missing senior or vulnerable adult was last seen.

(*iii*) The missing senior's or vulnerable adult's address.

(b) Information gathered by a preliminary investigation, if one was made.

(c) A statement by the law enforcement officer in charge setting forth that officer's assessment of the case based upon the evidence and information received.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

28.714 Preparation of report.

Sec. 4. The law enforcement agency shall prepare the report required by section 3 as soon as practicable after the law enforcement agency receives notification of a missing senior or vulnerable adult.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

28.715 Forwarding information.

Sec. 5. (1) After obtaining the information identified in section 3, the law enforcement agency shall as soon as practicable forward that information to all of the following:

(a) All law enforcement agencies that have jurisdiction in the location where the missing senior or vulnerable adult resides and all law enforcement agencies that have jurisdiction in the location where the missing senior or vulnerable adult was last seen.

(b) All law enforcement agencies to which the person who made the notification concerning the missing senior or vulnerable adult requests the report be sent, if the law enforcement agency determines that the request is reasonable in light of the information received.

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(c) All law enforcement agencies that request a copy of the report.

(d) One or more broadcasters that broadcast in an area where the missing senior or vulnerable adult may be located.

(2) Upon completion of the report required by section 3, a law enforcement agency may forward a copy of the contents of the report to 1 or more newspapers distributed in an area where the missing senior or vulnerable adult may be located.

(3) After forwarding the contents of the report to a broadcaster or newspaper under this section, the law enforcement agency shall request that the broadcaster or newspaper do the following:

(a) Notify the public that there is a missing senior or vulnerable adult medical alert.

(b) Broadcast or publish a description of the missing senior or vulnerable adult and any other relevant information that would assist in locating the missing senior or vulnerable adult.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

28.716 Investigation.

Sec. 6. A law enforcement agency shall begin an investigation concerning the missing senior or vulnerable adult as soon as possible after receiving notification of a missing senior or vulnerable adult.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

28.717 Notification that missing senior or vulnerable adult is found.

Sec. 7. A person familiar with the missing senior or vulnerable adult who notifies a law enforcement agency concerning a missing senior or vulnerable adult shall notify the law enforcement agency when he or she becomes aware that the missing senior or vulnerable adult has been found.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

28.718 Immunity from civil liability.

Sec. 8. (1) A broadcaster or newspaper that notifies the public that there is a missing senior or vulnerable adult medical alert and broadcasts or publishes to the public information contained in the report forwarded to the broadcaster or newspaper by a law enforcement agency, including a description of the missing senior or vulnerable adult and any other relevant information that would assist in locating the missing senior or vulnerable adult, is immune from civil liability for an act or omission related to the broadcast or the publication of the newspaper.

(2) The civil immunity described in subsection (1) does not apply to an act or omission that constitutes gross negligence or willful, wanton, or intentional misconduct.

History: 2012, Act 176, Imd. Eff. June 19, 2012.

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