

2026 Regular Session

SENATE BILL NO. 34

BY SENATORS MCMATH, BARTHELEMY, BOUDREAUX, HARRIS, HENSGENS,
JACKSON-ANDREWS, LUNEAU AND OWEN AND
REPRESENTATIVE MANDIE LANDRY

PUBLIC SFTY/CORRECT DEPT. Provides relative to alerts for missing persons. (gov sig)

1 AN ACT

2 To enact R.S. 40:2522, relative to missing person alerts; to provide for criteria for issuing
3 alerts; to provide for alerts for adults and children with disabilities; to provide for
4 responsibilities of local law enforcement and state police; to provide for training; to
5 provide for immunity; to provide for an effective date; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:2522 is hereby enacted to read as follows:

9 **§2522. Missing person alerts; adults and children with disabilities**

10 **A. An AMBER Alert shall be activated for abduction cases involving**
11 **children seventeen years of age or under when the circumstances indicate the**
12 **child is in danger of serious bodily harm or death and there is sufficient**
13 **descriptive information about the child, abductor, or suspect's vehicle.**

14 **B. If a case involving a missing child does not meet AMBER Alert**
15 **criteria, a Level II Endangered Missing Child Advisory may be issued by state**
16 **police.**

17 **C. A Level II Endangered Missing Child Advisory shall be identified as**

1 "Bryan's Call" if the missing child is:

2 (1) Aged seventeen or younger.

3 (2) Not a risk to the general public.

4 (3) Believed to be suffering from any of the following:

5 (a) A developmental or cognitive impairment, including but not limited
6 to autism spectrum disorder (ASD), traumatic brain injury (TBI), Down
7 syndrome, or Sanfilippo syndrome.

8 (b) An irreversible deterioration of intellectual faculties that makes them
9 unable to meet their own needs or to seek help without assistance.

10 D. In addition to the procedures established pursuant to R.S. 40:2030.1
11 et seq., a Silver Alert may be issued for missing persons aged eighteen and older
12 who are believed to be suffering from a developmental or cognitive impairment,
13 including Alzheimer's Disease, dementia, ASD, TBI, or an irreversible
14 deterioration of intellectual faculties that makes them unable to meet their own
15 needs or to seek help without assistance, and that is not a risk to the general
16 public.

17 E. A local law enforcement agency with the capability to issue an alert
18 shall issue one immediately upon receipt of a report of a missing person or child
19 provided for in Subsection C or D of this Section. If the local law enforcement
20 agency does not have the capability to issue an alert, the agency shall
21 immediately contact state police to issue the alert. Local law enforcement shall
22 make a reasonable effort to determine whether the appropriate alert type is an
23 AMBER Alert, Level II Endangered Missing Child Advisory, or Silver Alert.
24 However, state police shall make the final determination of the appropriate
25 alert type.

26 F. If state police receives a request that involves a missing person or child
27 provided for in Subsection C or D of this Section, and the time of the receipt is
28 no more than seventy-two hours since the person or child went missing, state
29 police shall issue an alert providing rapid dissemination of information using

1 a wireless emergency alert either statewide or locally regarding the missing
 2 person or child. The office of state police shall make every effort to disseminate
 3 the information as quickly as possible when a person's or child's status as
 4 missing has been reported to a local law enforcement agency.

5 G. State police shall make training available upon request by a local law
 6 enforcement agency on responses to reports of missing persons or children,
 7 whether the case involves an abduction, child endangerment, or individuals with
 8 cognitive disabilities, including the utilization of applicable alert systems.

9 H. Any state police officer, members of other law enforcement entities,
 10 radio or television broadcasters, or cable television operators, who transmit or
 11 display, or who fail to transmit or display such information concerning a
 12 missing child, and other entities who may become an active component of this
 13 effort, shall not be liable for any civil damages or criminal penalties as a result
 14 of any acts or omissions relative to the Level II Endangered Missing Child
 15 Advisory.

16 Section 2. This Act shall become effective upon signature by the governor or, if not
 17 signed by the governor, upon expiration of the time for bills to become law without signature
 18 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 19 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 20 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

DIGEST

SB 34 Engrossed 2026 Regular Session McMath

Proposed law establishes criteria for state police to issue an AMBER Alert for abduction cases involving a child.

Proposed law allows for a Level II Endangered Missing Child Advisory to be issued by state police in a case of a missing child that does not meet AMBER Alert criteria.

Present law establishes criteria for state police to issue a Silver Alert for a case of a missing senior citizen or a missing person with a developmental disability.

Proposed law establishes a "Bryan's Call" for a missing child aged 17 or younger, that is not a risk to the general public, and is believed to be suffering from a developmental or cognitive impairment or an irreversible deterioration of intellectual faculties that makes them unable to meet their own needs or to seek help without assistance.

Proposed law authorizes a Silver Alert to be issued for missing persons aged 18 and older who are believed to be suffering from a developmental or cognitive impairment or an irreversible deterioration of intellectual faculties that makes them unable to meet their own needs or to seek help without assistance, and that is not a risk to the general public.

Proposed law requires a local law enforcement agency with the capability to issue an alert to issue one immediately upon receipt of a report of a missing person or child with disabilities.

Proposed law provides that if the local law enforcement agency does not have the capability to issue an alert, the agency shall immediately contact state police to issue the alert.

Proposed law provides that if state police a request that involves a missing person or child with disabilities, and the time of the receipt is no more than 72 hours since the person or child went missing, state police shall issue an alert providing rapid dissemination of information using a wireless emergency alert either statewide or locally regarding the missing person or child.

Proposed law requires local law enforcement to make a reasonable effort to determine the appropriate alert type but gives state police the authority to make the final determination.

Proposed law requires state police to make training available to local law enforcement on responses to missing persons or children, whether the case involves an abduction, child endangerment, or individuals with cognitive disabilities, including the utilization of applicable alert systems.

Present law provides immunity from liability for state police officers, members of other law enforcement entities, radio or television broadcasters, and cable television operators for acts or omissions relative to the issuance of an AMBER Alert or Silver Alert.

Proposed law provides the same immunity relative to issuance of a Level II Endangered Missing Child Advisory.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 40:2522)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill

1. Adds criteria for a "Bryan's Call" for missing children with developmental or cognitive impairment.
2. Adds criteria for a Silver Alert for missing adults with developmental or cognitive impairment.
3. Provides requirements for local law enforcement upon receipt of a report of a missing person or child with developmental or cognitive impairment.
4. Provides requirements for state police alerts issued for individuals with developmental and cognitive impairment.

5. Provides for training conducted by state police for local law enforcement agencies.
6. Makes technical changes.