

AMENDED IN SENATE JULY 1, 2014
AMENDED IN SENATE JUNE 11, 2014
AMENDED IN SENATE AUGUST 20, 2013
AMENDED IN SENATE JULY 9, 2013
AMENDED IN ASSEMBLY APRIL 18, 2013
AMENDED IN ASSEMBLY MARCH 13, 2013
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 47

Introduced by Assembly Member Gatto

December 19, 2012

An act to add Section 8594.15 to the Government Code, relating to emergency services.

LEGISLATIVE COUNSEL'S DIGEST

AB 47, as amended, Gatto. Emergency services: hit-and-run incidents. Existing law authorizes use of the Emergency Alert System to inform the public of local, state, and national emergencies. Existing law requires a law enforcement agency to activate the Emergency Alert System within the appropriate area if that agency determines that a child 17 years of age or younger, or an individual with a proven mental or physical disability, has been abducted and is in imminent danger of serious bodily injury or death, and there is information available that, if disseminated to the general public, could assist in the safe recovery of that person. Existing law also authorizes the issuance and coordination of a Blue Alert following an attack upon a law enforcement officer or

a Silver Alert relating to a person who is 65 years of age or older who is reported missing.

This bill would authorize a law enforcement agency to issue a Yellow Alert if a person has been killed or has suffered serious bodily injury due to a hit-and-run incident and the law enforcement agency has specified information concerning the suspect or the suspect’s vehicle. The bill would require the California Highway Patrol to activate a Yellow Alert within the requested geographic area upon request if it concurs with the law enforcement agency that specified requirements are met.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 8594.15 is added to the Government
 2 Code, to read:
 3 8594.15. (a) For purposes of this section, “Yellow Alert”
 4 means a notification system, activated pursuant to subdivision (b),
 5 designed to issue and coordinate alerts with respect to a hit-and-run
 6 incident resulting in the death or injury of a person as described
 7 in Section 20001 of the Vehicle Code.
 8 (b) (1) If a hit-and-run incident is reported to a law enforcement
 9 agency, and that agency determines that the requirements of
 10 subdivision (c) are met, the agency may request the California
 11 Highway Patrol to activate a Yellow Alert. If the California
 12 Highway Patrol concurs that the requirements of subdivision (c)
 13 are met, it shall activate a Yellow Alert within the geographic area
 14 requested by the investigating law enforcement agency.
 15 (2) Radio, television, and cable and satellite systems are
 16 encouraged, but are not required, to cooperate with disseminating
 17 the information contained in a Yellow Alert.
 18 (3) Upon activation of a Yellow Alert, the California Highway
 19 Patrol shall assist the investigating law enforcement agency by
 20 issuing *the Yellow Alert via* a be-on-the-lookout alert, an
 21 Emergency Digital Information Service message, *local digital*
 22 *sign*, or an electronic flyer.
 23 (c) A law enforcement agency may request that a Yellow Alert
 24 be activated if that agency determines that ~~both~~ of the following

1 conditions are met in regard to the investigation of the hit-and-run
2 incident:

3 (1) A person has been killed or has suffered serious bodily injury
4 due to a hit-and-run incident.

5 (2) The investigating law enforcement agency has additional
6 information concerning the suspect or the suspect's vehicle,
7 including, but not limited to, any of the following:

8 (A) The complete license plate number of the suspect's vehicle.

9 (B) A partial license plate number and the make, ~~style,~~ *model*,
10 and color of the suspect's vehicle.

11 (C) The identity of the suspect.

12 (3) *Public dissemination of available information could either*
13 *help avert further harm or accelerate apprehension of the suspect.*