

CHAPTER 14

GOVERNMENT - STATE

SENATE BILL 20-037

BY SENATOR(S) Rodriguez and Fields, Cooke, Lee;
also REPRESENTATIVE(S) Singer, Buenteello, Duran, Gonzales-Gutierrez, Michaelson Jenet, Roberts, Young, Becker.

AN ACT

CONCERNING THE DEVELOPMENT OF A STRATEGIC PLAN TO IMPLEMENT A TRUSTED INTEROPERABILITY PLATFORM.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **add** 24-33.5-524 as follows:

24-33.5-524. Trusted interoperability platform advisory committee - creation - strategic plan - repeal. (1) (a) THERE IS CREATED THE TRUSTED INTEROPERABILITY PLATFORM ADVISORY COMMITTEE, REFERRED TO IN THIS SECTION AS THE "COMMITTEE". THE INTENT OF THE COMMITTEE IS TO DEVELOP A STRATEGIC PLAN TO IMPLEMENT A TRUSTED INTEROPERABILITY PLATFORM THAT SECURELY EXCHANGES INFORMATION BETWEEN CRIMINAL AND JUVENILE JUSTICE SYSTEMS AND COMMUNITY HEALTH AGENCIES TO IMPROVE THE HEALTH, STABILITY, AND PROSOCIAL ADJUSTMENT OF INDIVIDUALS IN THE CRIMINAL AND JUVENILE JUSTICE SYSTEMS; DECREASE RECIDIVISM; AND EVALUATE SYSTEM NEEDS AND PROGRAMS.

(b) THE COMMITTEE SHALL EXERCISE ITS POWERS AND PERFORM ITS DUTIES AND FUNCTIONS UNDER THE DEPARTMENT OF PUBLIC SAFETY.

(c) THE COMMITTEE CONSISTS OF THE FOLLOWING ELEVEN MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(II) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES OR THE

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EXECUTIVE DIRECTOR'S DESIGNEE;

(IV) THE CHIEF INFORMATION OFFICER OF THE OFFICE OF INFORMATION TECHNOLOGY OR THE CHIEF INFORMATION OFFICER'S DESIGNEE;

(V) THE DIRECTOR OF THE DIVISION OF YOUTH SERVICES IN THE DEPARTMENT OF HUMAN SERVICES OR THE DIRECTOR'S DESIGNEE;

(VI) THE STATE COURT ADMINISTRATOR OR THE STATE COURT ADMINISTRATOR'S DESIGNEE; AND

(VII) THE FOLLOWING FIVE MEMBERS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY:

(A) ONE COUNTY SHERIFF REPRESENTING A STATEWIDE ASSOCIATION OF COUNTY SHERIFFS;

(B) ONE MEMBER OF A NONPROFIT ORGANIZATION REPRESENTING A NETWORK OF COMMUNITY BEHAVIORAL HEALTH PROVIDERS;

(C) ONE MEMBER REPRESENTING THE COLORADO INTEGRATED CRIMINAL JUSTICE INFORMATION SYSTEM, CREATED IN SECTION 16-20.5-103; AND

(D) TWO MEMBERS REPRESENTING A HEALTH INFORMATION EXCHANGE IN COLORADO.

(d) THE MEMBERS OF THE COMMITTEE SHALL SERVE WITHOUT COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

(e) THE COMMITTEE SHALL MEET AT LEAST FOUR TIMES PER CALENDAR YEAR. THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY OR THE EXECUTIVE DIRECTOR'S DESIGNEE SHALL SERVE AS CHAIR OF THE COMMITTEE AND MAY CALL SUCH ADDITIONAL MEETINGS AS MAY BE NECESSARY FOR THE COMMITTEE TO COMPLETE ITS DUTIES.

(2) NO LATER THAN MAY 1, 2021, THE COMMITTEE SHALL SUBMIT AN INITIAL STRATEGIC PLAN TO IMPLEMENT A TRUSTED INTEROPERABILITY PLATFORM TO THE CHIEF INFORMATION OFFICER, APPOINTED PURSUANT TO SECTION 24-37.5-103. NO LATER THAN SEPTEMBER 1, 2021, THE COMMITTEE SHALL SUBMIT A FINAL STRATEGIC PLAN TO THE LEGISLATIVE COUNCIL; THE JOINT BUDGET COMMITTEE OF THE GENERAL ASSEMBLY; THE LEGISLATIVE OVERSIGHT COMMITTEE CONCERNING THE TREATMENT OF PERSONS WITH MENTAL HEALTH DISORDERS IN THE CRIMINAL AND JUVENILE JUSTICE SYSTEMS; AND THE JUDICIARY COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES. THE STRATEGIC PLAN MUST:

(a) ENABLE AGENCIES TO EXCHANGE LEGALLY AUTHORIZED AND SECURE INFORMATION TO IMPROVE THE MANAGEMENT AND CARE OF INDIVIDUALS SERVED BY THE AGENCY SYSTEMS;

(b) PROVIDE UNIFORM DATA AND COMPLY WITH NATIONAL CRIMINAL JUSTICE AND

HEALTH INFORMATION STANDARDS;

(c) COMPLY WITH APPLICABLE FEDERAL AND STATE LAWS AND REGULATIONS;

(d) USE IDENTITY AND ACCESS MANAGEMENT TO ALLOW USERS TO ACCESS AUTHORIZED INFORMATION BASED ON THE USER'S CREDENTIALS AND AGENCY ROLE;

(e) USE A FEDERATED INFORMATION SYSTEM, CONSISTENT WITH A STATEWIDE APPROACH, AS AN INTEGRATING LAYER OVER EXISTING LEGACY APPLICATIONS AND DATABASES;

(f) ALLOW EACH AGENCY TO RETAIN ITS OWN INFORMATION DATABASE;

(g) ALLOW CONTINUOUS MONITORING OF THE SYSTEM BY ESTABLISHING USER ACCESS AND REPORTING REQUIREMENTS;

(h) MINIMIZE CURRENT AND FUTURE COSTS BY BUILDING AN AGILE SYSTEM THAT CONNECTS EXISTING AGENCY SYSTEMS WHEN COST EFFECTIVE AND CREATES SYSTEM INTERFACES THAT ARE FLEXIBLE ENOUGH TO ACCOMMODATE FUTURE INFORMATION-SHARING NEEDS IN A COST-EFFECTIVE MANNER; AND

(i) RESULT IN A SYSTEM THAT ACCOMPLISHES THE FOLLOWING GOALS:

(I) FACILITATING UNIFORM AND MAXIMUM INTERFACING AMONG CRIMINAL AND JUVENILE JUSTICE STATE AGENCIES, COUNTY JAILS, COMMUNITY BEHAVIORAL HEALTH CENTERS, AND HEALTH INFORMATION EXCHANGES TO PROVIDE INFORMATION THAT IS RELEVANT TO THE MANAGEMENT AND CARE OF INDIVIDUALS WHO ARE CURRENTLY UNDER AN AGENCY'S PURVIEW; AND

(II) MAKING DATA AVAILABLE FOR RESEARCH ANALYSIS AND DE-IDENTIFIED DATA REPORTING TO POLICYMAKERS FOR SYSTEM NEEDS IDENTIFICATION, POLICY INITIATIVES, AND EVALUATIONS IN ACCORDANCE WITH APPLICABLE LAWS.

(3) THIS SECTION IS REPEALED, EFFECTIVE OCTOBER 1, 2021.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: March 11, 2020