

**First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 23-0992.01 Jacob Baus x2173

SENATE BILL 23-277

SENATE SPONSORSHIP

Buckner and Van Winkle, Bridges, Coleman, Cutter, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Priola

HOUSE SPONSORSHIP

Valdez and Soper, Bird, Boesenecker, Jodeh, Lindstedt, McCluskie

Senate Committees

Local Government & Housing
Appropriations

House Committees

Judiciary
Appropriations

HOUSE
3rd Reading Unamended
May 6, 2023

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO PROVIDE RESOURCES TO INCREASE PUBLIC**
102 **SAFETY, AND, IN CONNECTION THEREWITH, EXTENDING**
103 **RELATED EXISTING APPROPRIATIONS.**

HOUSE
2nd Reading Unamended
May 3, 2023

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

SENATE
3rd Reading Unamended
April 27, 2023

The crime prevention through safer streets grant program (safer streets program) currently exists within the department of public safety (DPS). The safer streets program repeals on November 1, 2023. The bill extends the safer streets program, extends reporting requirements, and extends the authority for the DPS to use the appropriation received in the

SENATE
Amended 2nd Reading
April 26, 2023

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

2022-23 state fiscal year to pay for the safer streets program until the appropriation is fully expended.

Two additional grant programs exist within DPS:

- A law enforcement workforce recruitment, retention, and tuition grant program (workforce program) to award grants to law enforcement agencies to address workforce shortages, improve training to P.O.S.T.-certified peace officers, and improve relationships between law enforcement and impacted communities; and
- A state's mission for assistance in recruitment and training policing grant program (SMART program) to award grants to law enforcement agencies to increase the number of P.O.S.T.-certified and non-certified officers who are representative of the communities they serve and to provide training for those additional law enforcement officers.

The bill extends the workforce program and the SMART program and their reporting requirements, specifies additional permissible uses for the workforce program and SMART program grant awards, permits DPS to set workforce program and SMART program deadlines, and permits DPS to provide technical support to workforce program and SMART program applicants.

The behavioral health information and data-sharing program (information program) currently exists within the DPS. The program repeals on June 30, 2024. The bill extends the information program, and the authority for the DPS to use the appropriation until December 30, 2024.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-117, **amend**
3 (7), (8), and (9) as follows:

4 **24-33.5-117. Crime prevention through safer streets grant**
5 **program - created - committee - reports - repeal.** (7) The general
6 assembly shall appropriate ten million three hundred thousand dollars in
7 fiscal year 2022-23 from the general fund for the grant program. ANY
8 UNEXPENDED MONEY REMAINING AT THE END OF THE 2022-23 STATE
9 FISCAL YEAR FROM THIS APPROPRIATION MAY BE USED BY THE
10 DEPARTMENT UNTIL FULLY EXPENDED WITHOUT FURTHER APPROPRIATION

1 AND MUST NOT BE USED FOR ANY OTHER PURPOSE OTHER THAN THE
2 PURPOSES SET FORTH IN THIS SECTION.

3 (8) (a) On or before ~~June 30, 2024~~ AUGUST 31, 2023, AND EACH
4 AUGUST 31 THEREAFTER THROUGH 2026, each local governmental agency
5 that receives a grant shall provide a final report to the department
6 describing how the grant money was utilized and what measurable or
7 observable impacts the use of the grant money had on reducing crime
8 disaggregated by the type of crime and demographic information. On or
9 before October 1, 2023, AND EACH OCTOBER 1 THEREAFTER THROUGH
10 2026, the department shall submit a summary of the reports to the
11 judiciary committees of the house of representatives and senate, or to any
12 successor committees.

13 (b) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136
14 (11)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT DESCRIBED IN THIS
15 SUBSECTION (8) CONTINUES INDEFINITELY.

16 (9) This section is repealed, effective ~~November 1, 2023~~ JULY 1,
17 2027.

18 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-503, **amend**
19 (1)(dd)(II) as follows:

20 **24-33.5-503. Duties of division.** (1) The division has the
21 following duties:

22 (dd) (II) On or before November 15, ~~2024~~ 2026, to submit a
23 written report to the judiciary committees of the senate and house of
24 representatives, or any successor committees, and to the joint budget
25 committee of the general assembly concerning the effectiveness of
26 programs funded through the grant programs and recommendations for
27 continued funding for any such programs.

1 **SECTION 3.** In Colorado Revised Statutes, 24-33.5-528, **amend**
2 (1)(c)(I)(F), (1)(c)(I)(G), (1)(c)(IV), (2)(a) introductory portion, (5), and
3 (6); and **add** (1)(c)(I)(H), (1)(c)(I)(G), (1)(c)(VI), (1)(c)(VII),
4 (1)(c)(VIII), (1)(c)(IX), (1)(c)(X), and (2.5) as follows:

5 **24-33.5-528. Law enforcement workforce recruitment,**
6 **retention, and tuition grant program - committee - fund - reports -**
7 **repeal.** (1) (c) Grants may be awarded to:

8 (I) Recruit, pay the tuition for, and train individuals to work in
9 P.O.S.T.-certified law enforcement careers, which may include:

10 (F) Provide supplemental resources to rural and smaller law
11 enforcement agencies that possess modest or no financial resources to
12 recruit and retain qualified and trained P.O.S.T.-certified peace officers;
13 **and**

14 ~~(G) Any other strategies demonstrated to recruit, train, and retain~~
15 ~~high-quality P.O.S.T.-certified peace officers if deemed appropriate by~~
16 ~~the division~~ PROVIDING, OR ASSISTING IN THE PROVISION OF, CHILD CARE
17 FOR PEACE OFFICERS;

18 (H) PROVIDING, OR ASSISTING IN THE PROVISION OF,
19 CARDIOVASCULAR AND OTHER HEALTH SCREENINGS; AND

20 (I) ANY OTHER STRATEGIES DEMONSTRATED TO RECRUIT, TRAIN,
21 AND RETAIN HIGH-QUALITY P.O.S.T.-CERTIFIED PEACE OFFICERS IF
22 DEEMED APPROPRIATE BY THE DIVISION;

23 (IV) Provide continuing education opportunities for
24 P.O.S.T.-certified and non-certified law peace officers; **and**

25 (VI) PROVIDE OPPORTUNITIES FOR P.O.S.T-CERTIFIED AND
26 NON-CERTIFIED LAW PEACE OFFICERS TO RECEIVE TRAINING IN EQUITY,
27 DIVERSITY, AND INCLUSION;

1 (VII) CREATE PARTNERSHIPS WITH SCHOOLS, SCHOOL DISTRICTS,
2 COLLEGES, OR UNIVERSITIES TO DEVELOP AND IMPLEMENT INTERNSHIP OR
3 MENTORSHIP PROGRAMS FOR STUDENTS INTERESTED IN A CAREER IN LAW
4 ENFORCEMENT;

5 (VIII) CREATE PARTNERSHIPS WITH SCHOOLS, SCHOOL DISTRICTS,
6 OR YOUTH-SERVICE ORGANIZATIONS TO DEVELOP AND IMPLEMENT YOUTH
7 PROGRAMS TO FOSTER A POSITIVE RELATIONSHIP BETWEEN YOUTH AND
8 LAW ENFORCEMENT, AND TO FOSTER EARLY INTEREST IN LAW
9 ENFORCEMENT CAREERS;

10 (IX) DEVELOP AND IMPLEMENT EDUCATION CAMPAIGNS FOR LAW
11 ENFORCEMENT WORKFORCE RECRUITMENT, RETENTION, AND TUITION
12 ASSISTANCE; AND

13 (X) IMPLEMENT ANY OTHER STRATEGY DEMONSTRATED TO
14 RECRUIT, TRAIN, AND RETAIN A HIGH-QUALITY AND DIVERSE LAW
15 ENFORCEMENT WORKFORCE IF DEEMED APPROPRIATE BY THE DIVISION.

16 (2) The executive director shall:

17 (a) Develop policies and procedures related to how AND BY WHEN
18 law enforcement agencies submit grant applications, performance metrics
19 that grantees will be expected to provide, data and other relevant
20 information required as part of their grant report described in subsection
21 (5) of this section, and how grant money is disbursed, including
22 establishing:

23 (2.5) THE EXECUTIVE DIRECTOR MAY PROVIDE TECHNICAL
24 SUPPORT DEEMED NECESSARY BY THE EXECUTIVE DIRECTOR FOR
25 APPLICATION ASSISTANCE TO APPLICANTS.

26 (5) (a) On or before August 1, 2023, ~~and August 1, 2024~~ AND
27 EACH AUGUST 1 THEREAFTER THROUGH 2026, each law enforcement

1 agency and any other entity that receives a grant shall provide a financial
2 and narrative report to the division describing how the grant funds were
3 utilized, including data and other relevant information on performance
4 metrics described in subsection (2) of this section. On or before October
5 1, 2023, ~~and October 1, 2024~~ AND EACH OCTOBER 1 THEREAFTER
6 THROUGH 2026, the division shall submit a summary of the reports to the
7 judiciary committees of the house of representatives and senate, or to any
8 successor committees, and provide a summary of the program during the
9 hearings conducted pursuant to the "State Measurement for Accountable,
10 Responsive, and Transparent (SMART) Government Act", part 2 of
11 article 7 of title 2, following each year in which the program was in
12 effect.

13 (b) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136
14 (11)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT DESCRIBED IN THIS
15 SUBSECTION (5) CONTINUES INDEFINITELY.

16 (6) This section is repealed, effective ~~January 1, 2025~~ JULY 1,
17 2027.

18 **SECTION 4.** In Colorado Revised Statutes, 24-33.5-529, **amend**
19 (1)(c), (1)(d), (2) introductory portion, (5), and (6); and **add** (2.5) as
20 follows:

21 **24-33.5-529. State's mission for assistance in recruiting and**
22 **training (SMART) grant program - committee - fund - reports -**
23 **definitions - repeal.** (1) (c) Grants may be awarded to increase the
24 diversity of P.O.S.T.-certified and non-certified law enforcement
25 professionals and public safety employees to better reflect the community
26 in which they work, WHICH MAY INCLUDE:

27 (I) PROVIDING OPPORTUNITIES FOR P.O.S.T-CERTIFIED AND

1 NON-CERTIFIED LAW ENFORCEMENT PROFESSIONALS TO RECEIVE TRAINING
2 IN EQUITY, DIVERSITY, AND INCLUSION;

3 (II) CREATING PARTNERSHIPS WITH SCHOOLS, SCHOOL DISTRICTS,
4 COLLEGES, OR UNIVERSITIES TO DEVELOP AND IMPLEMENT INTERNSHIP OR
5 MENTORSHIP PROGRAMS FOR STUDENTS INTERESTED IN A CAREER IN LAW
6 ENFORCEMENT WHO ARE REPRESENTATIVE OF THE COMMUNITIES THEY
7 SERVE;

8 (III) CREATING PARTNERSHIPS WITH SCHOOLS, SCHOOL DISTRICTS,
9 OR YOUTH-SERVICE ORGANIZATIONS TO DEVELOP AND IMPLEMENT YOUTH
10 PROGRAMS TO FOSTER A POSITIVE RELATIONSHIP BETWEEN YOUTH AND
11 LAW ENFORCEMENT, AND TO FOSTER EARLY INTEREST IN LAW
12 ENFORCEMENT CAREERS IN YOUTH WHO ARE REPRESENTATIVE OF THE
13 COMMUNITIES THEY SERVE;

14 (IV) DEVELOPING AND IMPLEMENTING EDUCATION CAMPAIGNS
15 FOR LAW ENFORCEMENT RECRUITMENT AND TRAINING FOR
16 P.O.S.T.-CERTIFIED AND NON-CERTIFIED LAW ENFORCEMENT
17 PROFESSIONALS WHO ARE REPRESENTATIVE OF THE COMMUNITIES THEY
18 SERVE; AND

19 (V) ANY OTHER STRATEGY DEMONSTRATED TO RECRUIT AND
20 TRAIN A HIGH-QUALITY AND DIVERSE LAW ENFORCEMENT WORKFORCE IF
21 DEEMED APPROPRIATE BY THE DIVISION.

22 (d) A law enforcement agency may use the grant money to cover
23 costs associated with eligible law enforcement officers' salaries and
24 benefits, INCLUDING THE PROVISION OF, OR ASSISTANCE IN THE PROVISION
25 OF, CHILD CARE FOR ELIGIBLE LAW ENFORCEMENT OFFICERS; recruitment;
26 and training.

27 (2) The executive director shall develop policies and procedures

1 related to how AND BY WHEN law enforcement agencies and any
2 organization that provides training, technical assistance, or financial
3 support to such agencies submit grant applications, performance metrics
4 that grantees will be expected to provide, data, and other relevant
5 information as part of their grant report described in subsection (5) of this
6 section and how grant money is disbursed, including:

7 (2.5) THE EXECUTIVE DIRECTOR MAY PROVIDE TECHNICAL
8 SUPPORT DEEMED NECESSARY BY THE EXECUTIVE DIRECTOR FOR
9 APPLICATION ASSISTANCE TO APPLICANTS.

10 (5) (a) On or before August 1, 2023, and ~~August 1, 2024~~ EACH
11 AUGUST 1 THEREAFTER THROUGH 2026, each law enforcement agency
12 that receives a grant shall provide a narrative and financial report to the
13 division describing how the grant funds were utilized. On or before
14 October 1, 2023, and ~~October 1, 2024~~ EACH OCTOBER 1 THEREAFTER
15 THROUGH 2026, the division shall submit a summary of the reports to the
16 judiciary committees of the house of representatives and senate, or to any
17 successor committees, and provide a summary of the SMART policing
18 program during the hearings conducted pursuant to the "State
19 Measurement for Accountable, Responsive, and Transparent (SMART)
20 Government Act", part 2 of article 7 of title 2, following each year in
21 which the SMART policing program was in effect.

22 (b) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136
23 (11)(a)(I), THE REQUIREMENT TO SUBMIT THE REPORT DESCRIBED IN THIS
24 SUBSECTION (5) CONTINUES INDEFINITELY.

25 (6) This section is repealed, effective ~~January 1, 2025~~ JULY 1,
26 2027.

27 **SECTION 5.** In Colorado Revised Statutes, 24-33.5-532, **amend**

1 (4) and (5) as follows:

2 **24-33.5-532. Behavioral health information and data-sharing**
3 **in the criminal justice system - grants - appropriation - repeal.**

4 (4) For the 2022-23 state fiscal year, the general assembly shall
5 appropriate three million five hundred thousand dollars from the
6 behavioral and mental health cash fund created in section 24-75-230 to
7 the department for the purposes of this section. ANY MONEY REMAINING
8 AT THE END OF THE 2022-23 STATE FISCAL YEAR FROM THIS
9 APPROPRIATION IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR THE
10 PURPOSES OF THIS SECTION. ANY MONEY THAT IS NOT EXPENDED OR
11 OBLIGATED BY DECEMBER 30, 2024, REVERTS TO THE "AMERICAN RESCUE
12 PLAN ACT OF 2021" CASH FUND CREATED IN SECTION 24-75-226 (2) IN
13 ACCORDANCE WITH SECTION 24-75-226 (4)(d). ANY MONEY OBLIGATED
14 BY DECEMBER 30, 2024, MUST BE EXPENDED BY DECEMBER 31, 2026.

15 (5) This section is repealed, effective ~~June 30, 2024~~ JULY 1, 2027.

16 **SECTION 6. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, or safety.