

CHAPTER 443

GOVERNMENT - STATE

SENATE BILL 23-277

BY SENATOR(S) Buckner and Van Winkle, Bridges, Coleman, Cutter, Exum, Ginal, Gonzales, Hansen, Hinrichsen, Priola, Fenberg;
also REPRESENTATIVE(S) Valdez and Soper, Bird, Boesenecker, Jodeh, Lindstedt, McCluskie.

AN ACT

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

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

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

24-33.5-117. Crime prevention through safer streets grant program - created - committee - reports - repeal. (7) The general assembly shall appropriate ten million three hundred thousand dollars in fiscal year 2022-23 from the general fund for the grant program. ANY UNEXPENDED MONEY REMAINING AT THE END OF THE 2022-23 STATE FISCAL YEAR FROM THIS APPROPRIATION MAY BE USED BY THE DEPARTMENT UNTIL FULLY EXPENDED WITHOUT FURTHER APPROPRIATION AND MUST NOT BE USED FOR ANY OTHER PURPOSE OTHER THAN THE PURPOSES SET FORTH IN THIS SECTION.

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

(b) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136 (11)(a)(I), THE

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

REQUIREMENT TO SUBMIT THE REPORT DESCRIBED IN THIS SUBSECTION (8) CONTINUES INDEFINITELY.

(9) This section is repealed, effective ~~November 1, 2023~~ JULY 1, 2027.

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

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

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

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

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

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

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

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

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

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

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

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

(VII) CREATE PARTNERSHIPS WITH SCHOOLS, SCHOOL DISTRICTS, COLLEGES, OR

UNIVERSITIES TO DEVELOP AND IMPLEMENT INTERNSHIP OR MENTORSHIP PROGRAMS FOR STUDENTS INTERESTED IN A CAREER IN LAW ENFORCEMENT;

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

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

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

(2) The executive director shall:

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

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

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

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

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

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

24-33.5-529. State's mission for assistance in recruiting and training (SMART) grant program - committee - fund - reports - definitions - repeal.

(1) (c) Grants may be awarded to increase the diversity of P.O.S.T.-certified and non-certified law enforcement professionals and public safety employees to better reflect the community in which they work, WHICH MAY INCLUDE:

(I) PROVIDING OPPORTUNITIES FOR P.O.S.T.-CERTIFIED AND NON-CERTIFIED LAW ENFORCEMENT PROFESSIONALS TO RECEIVE TRAINING IN EQUITY, DIVERSITY, AND INCLUSION;

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

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

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

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

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

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

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

(5) (a) On or before August 1, 2023, and ~~August 1, 2024~~ EACH AUGUST 1 THEREAFTER THROUGH 2026, each law enforcement agency that receives a grant shall provide a narrative and financial report to the division describing how the grant funds were utilized. On or before October 1, 2023, and ~~October 1, 2024~~ EACH OCTOBER 1 THEREAFTER THROUGH 2026, the division shall submit a summary of the reports to the judiciary committees of the house of representatives and senate, or to any successor committees, and provide a summary of the SMART policing program

during the hearings conducted pursuant to the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act", part 2 of article 7 of title 2, following each year in which the SMART policing program was in effect.

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

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

SECTION 5. In Colorado Revised Statutes, 24-33.5-532, **amend** (4) and (5) as follows:

24-33.5-532. Behavioral health information and data-sharing in the criminal justice system - grants - appropriation - repeal. (4) For the 2022-23 state fiscal year, the general assembly shall appropriate three million five hundred thousand dollars from the behavioral and mental health cash fund created in section 24-75-230 to the department for the purposes of this section. ANY MONEY REMAINING AT THE END OF THE 2022-23 STATE FISCAL YEAR FROM THIS APPROPRIATION IS FURTHER APPROPRIATED TO THE DEPARTMENT FOR THE PURPOSES OF THIS SECTION. ANY MONEY THAT IS NOT EXPENDED OR OBLIGATED BY DECEMBER 30, 2024, REVERTS TO THE "AMERICAN RESCUE PLAN ACT OF 2021" CASH FUND CREATED IN SECTION 24-75-226(2) IN ACCORDANCE WITH SECTION 24-75-226(4)(d). ANY MONEY OBLIGATED BY DECEMBER 30, 2024, MUST BE EXPENDED BY DECEMBER 31, 2026.

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

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

Approved: June 7, 2023