

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0706.01 Conrad Imel x2313

SENATE BILL 26-104

SENATE SPONSORSHIP

Liston and Snyder,

HOUSE SPONSORSHIP

Clifford,

Senate Committees

Judiciary

House Committees

A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT TO INSTALL EXTERIOR KEY BOXES AT

102 SCHOOLS.

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>.)

The bill requires each school district or, for an institute charter school or nonpublic school, the school, to install a key box that contains keys and other access control devices necessary for law enforcement agencies to access each building and room located on the school grounds.

The bill permits using school security disbursement program money to install a key box.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 22-1-151 as
3 follows:

4 **22-1-151. Key boxes required at schools - contents - immunity**
5 **- definitions.**

6 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
7 REQUIRES:

8 (a) "LOCAL EDUCATION PROVIDER" MEANS:

9 (I) FOR A SCHOOL OF A SCHOOL DISTRICT, INCLUDING A CHARTER
10 SCHOOL THAT ENTERS INTO A CHARTER CONTRACT WITH A SCHOOL
11 DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, THE
12 SCHOOL DISTRICT OR BOARD OF COOPERATIVE SERVICES;

13 (II) FOR A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER
14 SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE
15 22, THE SCHOOL;

16 (III) FOR A NONPUBLIC SCHOOL, THE SCHOOL; OR

17 (IV) FOR ANY OTHER SCHOOL, THE BODY RESPONSIBLE FOR THE
18 ADMINISTRATION OF THE SCHOOL.

19 (b) "LOCAL LAW ENFORCEMENT AGENCY" MEANS A SHERIFF'S
20 OFFICE, POLICE DEPARTMENT, OR TOWN MARSHAL'S OFFICE.

21 (c) "SCHOOL" MEANS A PUBLIC SCHOOL IN THE STATE THAT
22 ENROLLS STUDENTS IN ANY OF GRADES KINDERGARTEN THROUGH
23 TWELFTH GRADE, INCLUDING A CHARTER SCHOOL OF A SCHOOL DISTRICT,
24 AN INSTITUTE CHARTER SCHOOL, OR A NONPUBLIC SCHOOL, WHERE
25 STUDENTS ATTEND THE SCHOOL FACILITIES. "SCHOOL" DOES NOT INCLUDE
26 A HOME SCHOOL.

5 (b) EACH KEY BOX MUST BE INSTALLED AT AN APPROPRIATE
6 LOCATION TO PERMIT LAW ENFORCEMENT OFFICERS EMERGENCY ACCESS
7 TO EACH BUILDING AND ROOM ON THE SCHOOL GROUNDS. THE LOCAL
8 EDUCATION PROVIDER SHALL DETERMINE THE PRECISE LOCATION OF EACH
9 KEY BOX AT A SCHOOL AFTER CONSULTATION WITH LOCAL LAW
10 ENFORCEMENT AGENCIES OF THE JURISDICTION IN WHICH THE SCHOOL
11 BUILDING IS LOCATED.

12 (c) EACH LOCAL EDUCATION PROVIDER SHALL PROVIDE EACH
13 LOCAL LAW ENFORCEMENT AGENCY OF THE JURISDICTION IN WHICH THE
14 SCHOOL BUILDING IS LOCATED WITH A KEY OR ACCESS CODE THAT PERMITS
15 ACCESS TO THE CONTENTS OF THE EXTERIOR KEY BOX.

16 (3) EACH KEY BOX REQUIRED BY THIS SECTION MUST CONTAIN:

17 (a) THE KEYS AND OTHER ACCESS CONTROL DEVICES NECESSARY
18 TO ACCESS EACH BUILDING AND ROOM ON THE ENTIRE SCHOOL GROUNDS;
19 AND

20 (b) ACCURATE MAPS OF THE ENTIRE SCHOOL GROUNDS THAT
21 IDENTIFY AND LABEL:

22 (I) ACCESS POINTS TO EACH BUILDING'S INTERIOR, INCLUDING
23 ROOMS, DOORS, STAIRWELLS, AND HALLWAYS. THE MAPS MUST INCLUDE
24 THE IDENTIFIERS OR NAMES UTILIZED BY STAFF AND STUDENTS TO
25 IDENTIFY THE ROOMS, DOORS, STAIRWELLS, AND HALLWAYS ON THE MAP.

26 (II) LOCATIONS OF CRITICAL UTILITIES, KEY BOXES, AUTOMATED
27 EXTERNAL DEFIBRILLATORS, TRAUMA KITS, AND OTHER EMERGENCY

1 RESPONSE AIDS; AND

2 (III) AREAS AT OR NEAR EACH BUILDING, INCLUDING PARKING
3 AREAS, ATHLETIC FIELDS, SURROUNDING ROADS, OUTBUILDINGS, AND
4 NEIGHBORING PROPERTIES.

5 (4) (a) THE CONTENTS OF A KEY BOX AND THE INFORMATION
6 CONTAINED THEREIN IS NOT A PUBLIC RECORD FOR THE PURPOSES OF THE
7 "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24.

8 (b) AN EMPLOYEE OF A LOCAL EDUCATION PROVIDER OR SCHOOL
9 IS IMMUNE FROM CIVIL LIABILITY FOR DAMAGES ARISING OUT OF THE
10 INSTALLATION AND USE OF KEY BOXES REQUIRED BY THIS SECTION UNLESS
11 THE EMPLOYEE ACTED WITH GROSS NEGLIGENCE OR BAD FAITH.

12 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-1810,
13 **amend** (3)(h) and (3)(i); and **add** (3)(j) as follows:

14 **24-33.5-1810. School security disbursement program - created
- rules - definitions - repeal.**

16 (3) An eligible entity that receives a disbursement from the
17 disbursement program may use the disbursed money only for the
18 following purposes:

19 (h) Implementing a school resource officer program; **and**
20 (i) To implement a co-responder program; **AND**
21 (j) To install an exterior key box at a school pursuant to
22 SECTION 22-1-151.

23 **SECTION 3.** In Colorado Revised Statutes, 24-72-202, **amend**
24 (6)(b)(XVII) and (6)(b)(XVIII); and **add** (6)(b)(XIX) as follows:

25 **24-72-202. Definitions.**

26 As used in this part 2, unless the context otherwise requires:

27 (6) (b) "Public records" does not include:

1 (XVII) A complaint of harassment or discrimination, as described
2 in section 22-1-143, that is unsubstantiated and all records related to the
3 unsubstantiated complaint, including records of an investigation into the
4 complaint; **or**

5 (XVIII) Jail assessments conducted pursuant to section 30-10-530
6 (5)(d) or 24-31-118; **OR**

7 (XIX) THE CONTENTS OF A KEY BOX INSTALLED AT A SCHOOL, AS
8 DESCRIBED IN SECTION 22-1-151, AND THE INFORMATION CONTAINED
9 THEREIN.

10 **SECTION 4. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2026 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.