

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

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.

1 (2) (a) ON OR BEFORE JULY 1, 2030, EACH LOCAL EDUCATION
2 PROVIDER SHALL INSTALL AT EACH SCHOOL OF THE LOCAL EDUCATION
3 PROVIDER AT LEAST ONE EXTERIOR KEY BOX THAT MEETS OR EXCEEDS
4 UNDERWRITERS LABORATORIES STANDARD 1037.

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 (d) THIS SUBSECTION (2) DOES NOT REQUIRE A LOCAL EDUCATION
17 PROVIDER TO INSTALL A NEW EXTERIOR KEY BOX AT A SCHOOL THAT HAS
18 A KEY BOX INSTALLED THAT SATISFIES THE REQUIREMENTS FOR EXTERIOR
19 KEY BOXES SET FORTH IN THIS SECTION.

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

21 (a) THE KEYS AND OTHER ACCESS CONTROL DEVICES NECESSARY
22 TO ACCESS EACH BUILDING AND ROOM ON THE ENTIRE SCHOOL GROUNDS;
23 AND

24 (b) ACCURATE MAPS OF THE ENTIRE SCHOOL GROUNDS THAT
25 IDENTIFY AND LABEL:

26 (I) ACCESS POINTS TO EACH BUILDING'S INTERIOR, INCLUDING
27 ROOMS, DOORS, STAIRWELLS, AND HALLWAYS. THE MAPS MUST INCLUDE

1 THE IDENTIFIERS OR NAMES UTILIZED BY STAFF AND STUDENTS TO
2 IDENTIFY THE ROOMS, DOORS, STAIRWELLS, AND HALLWAYS ON THE MAP.

3 (II) LOCATIONS OF CRITICAL UTILITIES, KEY BOXES, AUTOMATED
4 EXTERNAL DEFIBRILLATORS, TRAUMA KITS, AND OTHER EMERGENCY
5 RESPONSE AIDS; AND

6 (III) AREAS AT OR NEAR EACH BUILDING, INCLUDING PARKING
7 AREAS, ATHLETIC FIELDS, SURROUNDING ROADS, OUTBUILDINGS, AND
8 NEIGHBORING PROPERTIES.

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

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

16 (5) NOTWITHSTANDING THE REQUIREMENT TO INSTALL AN
17 EXTERIOR KEY BOX PURSUANT TO THIS SECTION, A LOCAL EDUCATION
18 PROVIDER IS NOT REQUIRED TO INSTALL AN EXTERIOR KEY BOX AT A
19 SCHOOL IF THE SCHOOL HAS A KEY BOX THAT DOES NOT SATISFY THE
20 REQUIREMENTS FOR EXTERIOR KEY BOXES SET FORTH IN SUBSECTION (2)
21 OF THIS SECTION AND HAS AN ALTERNATIVE PLAN AND PROCEDURES TO
22 PROVIDE EMERGENCY ACCESS FOR LOCAL LAW ENFORCEMENT TO EACH
23 BUILDING AND ROOM ON THE ENTIRE SCHOOL GROUNDS.

24 (6) NOTWITHSTANDING THE REQUIREMENT TO INSTALL AN
25 EXTERIOR KEY BOX PURSUANT TO THIS SECTION, A LOCAL EDUCATION
26 PROVIDER IS NOT REQUIRED TO INSTALL AN EXTERIOR KEY BOX AT A
27 SCHOOL IF THE LOCAL EDUCATION PROVIDER APPLIED FOR BUT DOES NOT

1 RECEIVE A DISBURSEMENT FROM THE SCHOOL SECURITY DISBURSEMENT
2 PROGRAM CREATED IN SECTION 24-33.5-1810 THAT MAY BE USED TO
3 INSTALL AN EXTERIOR KEY BOX AT THE SCHOOL.

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

6 **24-33.5-1810. School security disbursement program - created**
7 **- rules - definitions - repeal.**

8 (3) An eligible entity that receives a disbursement from the
9 disbursement program may use the disbursed money only for the
10 following purposes:

11 (h) Implementing a school resource officer program; ~~and~~

12 (i) To implement a co-responder program; AND

13 (j) TO INSTALL AN EXTERIOR KEY BOX AT A SCHOOL PURSUANT TO
14 SECTION 22-1-151.

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

17 **24-72-202. Definitions.**

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

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

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

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

26 (XIX) THE CONTENTS OF A KEY BOX INSTALLED AT A SCHOOL, AS
27 DESCRIBED IN SECTION 22-1-151, AND THE INFORMATION CONTAINED

1 THEREIN.

2 **SECTION 4. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2026 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.