

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 26-0688.01 Owen Hatch x2698

HOUSE BILL 26-1252

HOUSE SPONSORSHIP

Bradfield and Mauro, Boesenecker, Clifford, Duran, Marshall, McCluskie

SENATE SPONSORSHIP

Marchman and Carson, Coleman

House Committees

State, Civic, Military, & Veterans Affairs

Senate Committees

State, Veterans, & Military Affairs

A BILL FOR AN ACT

101 **CONCERNING UPDATES TO STATE ENTITIES RESPONSIBLE FOR**
102 **RESPONDING TO EMERGENCY SITUATIONS.**

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 moves the auxiliary communications unit from the office of emergency management to the office of public safety communications.

The state recovery task force is created within the office of emergency management and is tasked with coordinating disaster recovery efforts within the state, among other duties.

Information related to disaster survivors is exempt from public

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.

SENATE
3rd Reading Unamended
May 4, 2026

SENATE
Amended 2nd Reading
May 1, 2026

HOUSE
3rd Reading Unamended
March 17, 2026

HOUSE
Amended 2nd Reading
March 16, 2026

disclosure.

Certain duties and responsibilities related to the state's preparation for, and response to, security threats are transferred from the office of preparedness to the office of emergency management.

The bill repeals the requirement for the state controller to report to the joint budget committee about the expenditure of federal funds for costs associated with a disaster.

Application requirements for the Colorado nonprofit security grant program are relaxed during exigent circumstances.

The composition of several state advisory boards related to homeland security and cybersecurity are changed.

The office of preparedness is changed to the office of grants management, and its duties are clarified.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-1604, add
3 (7) as follows:

4 **24-33.5-1604. Duties and powers of the division - rules.**

5 (7) THE DIVISION SHALL SUPPORT HOMELAND SECURITY
6 INITIATIVES BY:

7 (a) CREATING AND IMPLEMENTING A STATE PREPAREDNESS GOAL
8 AND SYSTEM TO IMPROVE STATE CAPABILITIES TO PREVENT, MITIGATE THE
9 EFFECTS OF, RESPOND TO, AND RECOVER FROM THREATS TO COLORADO;

10 (b) IMPROVING COMMUNITY PREPAREDNESS AND CITIZEN
11 INVOLVEMENT THROUGH EXTERNAL OUTREACH;

12 (c) IDENTIFYING AND REDUCING DUPLICATIVE HOMELAND
13 SECURITY-RELATED TRAINING NEEDS AND EFFORTS;

14 (d) COORDINATING HOMELAND SECURITY-RELATED TRAINING
15 AMONG TRIBAL, STATE, LOCAL, AND REGIONAL AGENCIES, AND CREATING
16 A SINGLE TRAINING AND EXERCISE CALENDAR, WITH IDENTIFIED POINTS OF
17 CONTACT, THAT IS ACCESSIBLE VIA THE INTERNET; ==

18 (e) COORDINATING AND UPDATING HOMELAND SECURITY AND

- 1 CRITICAL INFRASTRUCTURE PROTECTION PLANS;
- 2 (f) ADMINISTERING STATE AND FEDERAL GRANTS, PROVIDING
- 3 TECHNICAL ASSISTANCE TO GRANTEEES, AND COORDINATING FUNDING
- 4 OPPORTUNITIES WITH OTHER STATE AGENCIES;
- 5 (g) ADMINISTERING STATE GRANTS PROVIDED TO STATE AGENCIES
- 6 AND POLITICAL SUBDIVISIONS FROM THE DISASTER EMERGENCY FUND, AS
- 7 DESCRIBED IN SECTION 24-33.5-706;
- 8 (h) COORDINATING AND UPDATING HOMELAND SECURITY PLANS;
- 9 (i) COORDINATING ALL-HAZARD PUBLIC RISK COMMUNICATION
- 10 PRODUCTS; AND
- 11 (j) DETERMINING NATIONAL INCIDENT MANAGEMENT SYSTEM
- 12 PROFESSIONAL DEVELOPMENT AND EDUCATIONAL REQUIREMENTS.

13 **SECTION 2.** In Colorado Revised Statutes, **add** 24-33.5-705.1
 14 as follows:

15 **24-33.5-705.1. Coordination of recovery operations - office**
 16 **duties - state recovery task force - created - duties - information**
 17 **sharing.**

18 (1) (a) THE OFFICE OF EMERGENCY MANAGEMENT IS DESIGNATED
 19 AS THE PRIMARY STATE AGENCY RESPONSIBLE FOR THE COORDINATION OF
 20 DISASTER RECOVERY, PLANNING, TRAINING, EXERCISE, AND INTEGRATION
 21 OF THE STATE RECOVERY ANNEX WITHIN THE STATE EMERGENCY
 22 OPERATIONS PLAN.

23 (b) THE OFFICE SHALL MAINTAIN AND LEAD THE STATE RECOVERY
 24 TASK FORCE CREATED IN SUBSECTION (2) OF THIS SECTION AND THE
 25 STATE'S RECOVERY FRAMEWORK.

26 (2) THE STATE RECOVERY TASK FORCE IS CREATED WITHIN THE
 27 OFFICE OF EMERGENCY MANAGEMENT. THE TASK FORCE SERVES AS THE

1 LEAD CLEARINGHOUSE FOR RECOVERY OPERATIONS AMONG STATE
2 DEPARTMENTS AND AGENCIES. THE DIRECTOR OF THE OFFICE SHALL
3 APPOINT THE MEMBERS OF THE TASK FORCE.

4 (3) THE STATE RECOVERY TASK FORCE, WHEN ACTIVATED BY THE
5 DIRECTOR OF THE OFFICE OF EMERGENCY MANAGEMENT, SHALL, IN
6 CONJUNCTION WITH STATE DEPARTMENTS AND THE GOVERNOR'S OFFICE:

7 (a) IDENTIFY PERSONNEL TO FILL AND ACTIVATE RECOVERY
8 SUPPORT FUNCTIONS IN SUPPORT OF RECOVERY OPERATIONS;

9 (b) COMPILE DAMAGE ASSESSMENT INFORMATION; AND

10 (c) PROVIDE RECOMMENDATIONS TO THE GOVERNOR'S DISASTER
11 POLICY GROUP REGARDING THE STATE'S RECOVERY STRATEGY.

12 (4) THE OFFICE OF EMERGENCY MANAGEMENT SHALL DEVELOP
13 AND MAINTAIN THE SURVIVOR PORTAL CREATED IN SECTION 24-33.5-1106
14 (4) AND FACILITATE THE COORDINATION OF STATE DEPARTMENTS
15 ADMINISTERING RECOVERY PROGRAMS.

16 (5) (a) A PERSON PROVIDING PERSONALLY IDENTIFIABLE
17 INFORMATION ABOUT DISASTER-IMPACTED INDIVIDUALS TO A LOCAL,
18 INTERJURISDICTIONAL, OR STATE EMERGENCY MANAGEMENT AGENCY MAY
19 REQUEST, IN WRITING, THAT THE INFORMATION ONLY BE DISSEMINATED TO
20 A PERSON CONNECTED WITH OR INVOLVED IN THE PROVISION OF DISASTER
21 RELIEF AND MAY FURTHER REQUEST THAT THE INFORMATION NOT BE
22 RELEASED TO ANY OTHER PERSON WITHOUT THE EXPRESS WRITTEN
23 CONSENT OF THE PERSON PROVIDING THE PERSONALLY IDENTIFIABLE
24 INFORMATION.

25 (b) UPON A REQUEST DESCRIBED IN SUBSECTION (5)(a) OF THIS
26 SECTION, A LOCAL, INTERJURISDICTIONAL, OR STATE EMERGENCY
27 MANAGEMENT AGENCY SHALL NOT DISSEMINATE THE INFORMATION

1 WITHOUT EXPRESS WRITTEN CONSENT OF THE PERSON OR ENTITY
2 PROVIDING THE INFORMATION.

3 **SECTION 3.** In Colorado Revised Statutes, 24-33.5-1106,
4 **amend** (4) as follows:

5 **24-33.5-1106. Grants to individuals.**

6 (4) (a) The office of emergency management ~~may~~ SHALL, in
7 collaboration with the department of local affairs created in section
8 24-1-125 and the Colorado energy office created in section 24-38.5-101,
9 implement and maintain a disaster survivor portal for disaster survivors
10 to apply for approved state disaster individual assistance. The portal may
11 provide disaster survivors with a coordinated method to access
12 appropriate benefits, including federal benefit programs, approved state
13 disaster individual assistance benefits, the disaster resilience rebuilding
14 program created in 24-32-134, and the sustainable rebuilding program
15 created in 24-38.5-115. The portal may ensure equitable access to
16 program information including communications in the relevant languages
17 of the community and equitable hearing, sight, and physical accessibility.
18 Local governments and philanthropic entities may operate their own
19 disaster survivor portals in coordination with the office of emergency
20 management.

21 (b) INFORMATION CONCERNING DISASTER SURVIVORS IN THE
22 PORTAL CREATED IN SUBSECTION (4)(a) OF THIS SECTION IS EXEMPT FROM
23 DISCLOSURE REQUIRED PURSUANT TO THE "COLORADO OPEN RECORDS
24 ACT", PART 2 OF ARTICLE 72 OF THIS TITLE 24.

25 (c) THE OFFICE OF EMERGENCY MANAGEMENT MAY SHARE
26 AGGREGATED DISASTER RECOVERY DATA, INCLUDING PORTAL DATA,
27 MAPPING DATA, PROGRAM PERFORMANCE METRICS, AND FEDERAL

1 DISASTER PROGRAM DATA WITH LOCAL AND STATE AGENCIES, VOLUNTEER
2 ORGANIZATIONS, AND FEDERAL PARTNERS TO FACILITATE COORDINATED
3 RECOVERY PLANNING AND RESOURCE ALLOCATION. THE OFFICE OF
4 EMERGENCY MANAGEMENT MAY SHARE AGGREGATED DISASTER
5 RECOVERY DATA, INCLUDING PORTAL DATA, MAPPING DATA, PROGRAM
6 PERFORMANCE METRICS, AND FEDERAL DISASTER PROGRAM DATA WITH
7 THE PRESS AND THE PUBLIC.

8 SECTION 4. In Colorado Revised Statutes, 24-72-202, amend
9 (6)(b)(XVII) and (6)(b)(XVIII); and add (6)(b)(XIX) as follows:

10 24-72-202. Definitions.

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

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

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

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

19 (XIX) DISASTER SURVIVOR INFORMATION STORED IN THE
20 SURVIVOR PORTAL CREATED IN SECTION 24-33.5-1106 (4).

21 ■ ■

22 SECTION 5. In Colorado Revised Statutes, add with amended
23 and relocated provisions 24-33.5-2502.5 as follows:

24 24-33.5-2502.5. [Formerly 24-33.5-705.5] Auxiliary
25 communications unit - powers and duties of unit and office of public
26 safety communications regarding auxiliary communications -
27 definitions.

1 (1) As used in this section, UNLESS THE CONTEXT OTHERWISE
2 REQUIRES:

3 (a) "Auxiliary emergency communicator" means an amateur radio
4 operator licensed by the United States federal communications
5 commission pursuant to 47 CFR 97 who meets the training requirements
6 and is credentialed by the office. An auxiliary emergency communicator
7 meeting the requirements of this ~~paragraph (a)~~ SUBSECTION (1)(a) serves
8 as ~~an authorized~~ A QUALIFIED volunteer of the ~~office~~ DIVISION for
9 purposes of article 10 of this ~~title~~ TITLE 24.

10 ~~(b) "Division" means the division of homeland security and
11 emergency management created in section 24-33.5-1603.~~

12 ~~(c) "Office" means the office of emergency management created
13 in section 24-33.5-705 (1).~~

14 ~~(d) (b) "Unit" means the auxiliary emergency communications
15 unit of the office.~~

16 (c) "UNIT MEMBER" MEANS AN AUXILIARY EMERGENCY
17 COMMUNICATOR OR OTHER UNIT LEADERSHIP OR SUPPORT STAFF.

18 (2) The auxiliary emergency communications unit is ~~hereby~~
19 ~~established~~ CREATED within the office. The unit is in the charge of the
20 director of the office.

21 (3) The unit has the following powers, ~~and~~ duties, AND
22 PROTECTIONS:

23 (a) Establish programs for the training and credentialing of
24 auxiliary emergency communicators across the state, which training and
25 credentialing is declared to be a matter of statewide concern. In
26 connection with such training and credentialing, the use of the term
27 "auxiliary emergency communications" within the state is limited to

1 individuals, entities, associations, and units of local government that have
2 been certified by the director of the office as meeting the training and
3 credentialing requirements established by the department for auxiliary
4 emergency communicators.

5 (b) Assume all of the duties and possess all of the authority and
6 responsibilities of the radio amateur civil emergency service, referred to
7 in this section as "RACES", 47 CFR 97.407, within the state. Any
8 reference to RACES in any federal law or regulation, and any federal,
9 state, or local government emergency or disaster plans is to be interpreted
10 as referring to the unit, and the unit is the successor entity to any state
11 RACES organization referenced in any such law, regulation, or plan. No
12 other individual, entity, association, or government agency may represent
13 that it is a state RACES organization.

14 (c) ~~Ensure that auxiliary emergency communicators are authorized~~
15 ~~volunteers~~ AUTHORIZE UNIT MEMBERS AS QUALIFIED VOLUNTEERS.
16 QUALIFIED VOLUNTEERS ARE entitled to the protections and benefits of
17 part 8 of this article 33.5 when ~~assisting with the installation,~~
18 ~~maintenance, or demolition of communication facilities of any county~~
19 ~~sheriff, local government, local emergency planning committee, local~~
20 ~~emergency management agency, or state agency~~ PARTICIPATING IN
21 DIVISION ACTIVITIES, whether or not ~~such~~ THE activities occur during a
22 disaster; except that sections 24-33.5-825 and 24-33.5-826 do not apply
23 to a training exercise, drill, or class without the express prior consent and
24 approval of the volunteer's employer. THE UNIT MAY USE OR OPERATE
25 STATE VEHICLES WHILE PARTICIPATING IN DIVISION ACTIVITIES.

26 (4) In connection with the powers and duties of the unit as
27 specified in this section, the director of the office may:

1 (a) Develop and issue a credential that is recognized throughout
2 the state for the purpose of granting access to government facilities,
3 emergency operations centers, incident command posts, and disaster
4 scenes;

5 (b) Conduct criminal background investigations on candidates for
6 credentialing as ~~auxiliary emergency communicators~~ UNIT MEMBERS in
7 accordance with the security needs of the department. When the results
8 of a fingerprint-based criminal history record check of an applicant
9 performed pursuant to this section reveal a record of arrest without a
10 disposition, the DIVISION director shall require that applicant to submit to
11 a name-based judicial record check, as defined in section 22-2-119.3
12 (6)(d). The ~~unit~~ DIVISION DIRECTOR may deny credentialing to any
13 candidate based upon the results of a background check.

14 (c) Reimburse ~~auxiliary emergency communicators~~ UNIT
15 MEMBERS for necessary travel and other reasonable expenses incurred in
16 the performance of their duties; ~~including projects, training, drills,~~
17 ~~exercises, and disaster response activities;~~

18 (d) Expend state ~~moneys~~ MONEY, including, but not limited to,
19 grant ~~moneys~~ MONEY or ~~moneys~~ MONEY otherwise budgeted to the office,
20 to enhance the communication infrastructure as necessary to supplement
21 or reinforce the existing amateur radio systems and networks within the
22 state for the purposes of maximizing disaster preparedness and response.

23 **SECTION 6. Repeal of relocated provisions in this act.** In
24 Colorado Revised Statutes, repeal 24-33.5-705.5.

25 **SECTION 7.** In Colorado Revised Statutes, **repeal** 24-33.5-717.

26 **SECTION 8.** In Colorado Revised Statutes, 24-75-226, **amend**
27 (5)(e) as follows:

1 **24-75-226. "American Rescue Plan Act of 2021" cash fund -**
2 **creation - recipient funds - limitations - reporting - appropriations -**
3 **reduction in general fund appropriations - report - legislative**
4 **declaration - definitions - repeal.**

5 (5) (e) The office shall provide the joint budget committee with
6 a yearly performance report that consists of the information that the state
7 controller provides the secretary under subsection (5)(a) of this section
8 and any other information, including program evaluation information, that
9 the office determines to be relevant. ~~Money in the fund or a recipient fund~~
10 ~~is not subject to the reporting requirements set forth in section~~
11 ~~24-33.5-717.~~

12 **SECTION 9.** In Colorado Revised Statutes, **amend**
13 24-33.5-806.5 as follows:

14 **24-33.5-806.5. Auxiliary communications unit of the office of**
15 **public safety communications - qualified volunteers - protections and**
16 **benefits.**

17 Notwithstanding any other provision of this part 8, any A
18 credentialed member AND A UNIT MEMBER, AUTHORIZED PURSUANT TO
19 AND IN ACCORDANCE WITH SECTION 24-33.5-705.5 (3)(c), of the auxiliary
20 ~~emergency~~ communications unit of the office of ~~emergency management~~
21 PUBLIC SAFETY COMMUNICATIONS created by section ~~24-33.5-705 (1)~~ is
22 a PURSUANT TO SECTION 24-33.5-2502 (1) ARE qualified ~~volunteer~~
23 VOLUNTEERS for purposes of this part 8 and article 10 of this ~~title~~ TITLE
24 24 and ~~is~~ ARE eligible to receive the protections and benefits specified in
25 this part 8 and in article 10 of this ~~title~~ TITLE 24.

26 **SECTION 10.** In Colorado Revised Statutes, **repeal**
27 24-33.5-1606.5.

1 **SECTION 11.** In Colorado Revised Statutes, 24-1-128.6, **amend**
2 (2)(h)(II)(B); and repeal (2)(h)(II)(C) as follows:

3 **24-1-128.6. Department of public safety - creation.**

4 (2) The department of public safety consists of the following
5 divisions:

6 (h) (II) The division of homeland security and emergency
7 management includes the following agencies, which are **type 2** entities,
8 as defined in section 24-1-105, and which exercise their powers and
9 perform their duties and functions under the department of public safety:

10 (B) The office of prevention and security, created in section
11 24-33.5-1606; AND

12 (C) The office of preparedness, created in section 24-33.5-1606.5;
13 and

14 **SECTION 12.** In Colorado Revised Statutes, 24-33.5-1507,
15 **amend** (1) as follows:

16 **24-33.5-1507. Application for grants - disbursements from**
17 **SARA Title III fund - regulations.**

18 (1) The office of preparedness in the division of homeland
19 security and emergency management, created in section 24-33.5-1606.5
20 and referred to in this subsection (1) as the "office", "DIVISION", shall
21 administer all grants from the fund. The office DIVISION shall accept
22 applications from local emergency planning committees and from first
23 responder organizations who have coordinated their request with their
24 local emergency planning committee and shall direct those applications
25 to the subcommittee, which shall evaluate the applications and shall
26 recommend to the office DIVISION which grants should be made for the
27 purposes of emergency planning and emergency response, including

1 training and planning programs and training and planning equipment as
2 needed to carry out the purposes of this part 15.

3 **SECTION 13.** In Colorado Revised Statutes, 24-33.5-1603,
4 **amend (2)(b); and repeal (2)(c)** as follows:

5 **24-33.5-1603. Division of homeland security and emergency**
6 **management - creation - director.**

7 (2) The division includes the following agencies, which are **type**
8 **2** entities, as defined in section 24-1-105, and which exercise their powers
9 and perform their duties and functions under the department:

10 (b) The office of prevention and security, created in section
11 24-33.5-1606; AND

12 (c) The office of preparedness, created in section 24-33.5-1606.5;
13 and

14 **SECTION 14.** In Colorado Revised Statutes, 22-32-109.1,
15 **amend (4) introductory portion and (4)(l) as follows:**

16 **22-32-109.1. Board of education - specific powers and duties**
17 **- safe school plan - conduct and discipline code - safe school reporting**
18 **requirements - school response framework - school resource officers**
19 **- definitions.**

20 **(4) School response framework - school safety, readiness, and**
21 **incident management plan.** Each board of education shall establish a
22 school response framework that shall consist CONSISTING of policies
23 described in this subsection (4). By satisfying the requirements of this
24 subsection (4), a school or school district shall be IS in compliance with
25 the national incident management system, referred to in this subsection
26 (4) as "NIMS", developed by the federal emergency management agency.
27 At a minimum, the policies shall require:

1 (l) School district employee safety and incident management
2 training, including provisions stating that completion of any courses
3 identified by the department of public safety pursuant to section
4 24-33.5-1606.5 (3), C.R.S., SECTION 24-33.5-1604 (7), as related to
5 NIMS, count toward the professional development requirements of a
6 person licensed pursuant to article 60.5 of this title;

7 **SECTION 15.** In Colorado Revised Statutes, 23-60-202, **amend**
8 **(1)(c)(II)** as follows:

9 **23-60-202. Duties of board with respect to state system.**

10 (1) With respect to the community and technical colleges within
11 the state system, the board has the authority, responsibility, rights,
12 privileges, powers, and duties customarily exercised by the governing
13 boards of institutions of higher education, including the following:

14 (c) (II) To the extent space is available, the board may allow
15 persons licensed pursuant to article 60.5 of title 22 to take, without
16 charge, at community and technical colleges, courses identified by the
17 department of public safety pursuant to section 24-33.5-1606.5 (4)
18 SECTION 24-33.5-1604 (7), as related to the national incident management
19 system developed by the federal emergency management agency.

20 **SECTION 16.** In Colorado Revised Statutes, 24-33.5-1614,
21 **amend** (2)(a) introductory portion, (2)(a)(VI), (2)(a)(VIII) introductory
22 portion, (2)(a)(VIII)(A), (2)(a)(VIII)(K), (2)(a)(VIII)(N), (3.3)(e)
23 introductory portion, (3.3)(e)(II) introductory portion, and (3.3)(e)(II)(A);
24 and **repeal** (2)(a)(VIII)(M); and **add** (2)(a)(VIII)(O) as follows:

25 **24-33.5-1614. Homeland security and all-hazards senior**
26 **advisory committee - composition - duties - emergency planning**
27 **subcommittee - public safety communications subcommittee -**

1 **creation - definitions - repeal.**

2 (2) (a) The advisory committee consists of at least the director of
3 the division, who is a nonvoting member, and the following ~~twenty-one~~
4 voting members:

5 (VI) One member with specialized knowledge in emergency
6 communications systems CYBERSECURITY who represents the governor's
7 office of information technology created in section 24-37.5-103, to be
8 appointed by the chief information officer;

9 (VIII) The following ~~fourteen~~ members, to be appointed by the
10 executive director in consultation with the adjutant general of the
11 department of military and veterans affairs and the executive directors of
12 the department of local affairs and the department of public health and
13 environment:

14 (A) A representative of ~~Colorado counties, incorporated, or its~~
15 ~~successor entity~~ A STATEWIDE ORGANIZATION OF COLORADO COUNTIES;

16 (K) ~~A regional state homeland security coordinator, representing~~
17 ~~an all-hazards emergency management region established by executive~~
18 ~~order of the governor~~ A MEMBER OF THE COLORADO CYBERSECURITY
19 COUNCIL CREATED PURSUANT TO SECTION 24-33.5-1902;

20

21 (M) ~~A representative from the state all-hazards advisory~~
22 ~~committee formed under the department, or any successor entity; and~~

23 (N) A representative of ~~the Denver~~ EACH COLORADO urban area
24 security initiative, as recognized by the United States department of
25 homeland security; AND

26 (O) AN EMERGENCY MANAGER FROM A RURAL COUNTY, AS
27 DEFINED BY THE STATE DEMOGRAPHER.

1 (3.3) (e) The subcommittee consists of at least the following
2 ~~twenty-three~~ members:

3 (II) ~~Five~~ THE FOLLOWING members representing state government:
4 as follows:

5 (A) ~~The chief information officer of the governor's office of~~
6 ~~information technology~~ DIRECTOR OF THE OFFICE OF PUBLIC SAFETY
7 COMMUNICATIONS, CREATED PURSUANT TO SECTION 24-33.5-2502, or ~~his~~
8 ~~or her~~ THE DIRECTOR'S designee;

9 **SECTION 17.** In Colorado Revised Statutes, 24-33.5-1619,
10 **amend** (3)(i) as follows:

11 **24-33.5-1619. Natural disaster mitigation enterprise - fund -**
12 **goals - grant program - gifts, grants, or donations - legislative**
13 **declaration - definitions - repeal.**

14 (3) **Enterprise.**

15 (i) Each member of the board is entitled to receive from money in
16 ~~the fund a per diem allowance of fifty dollars for each day spent attending~~
17 ~~official board meetings;~~ REIMBURSEMENT FOR THE MEMBER'S TRAVEL
18 EXPENSES INCURRED FOR ATTENDING OFFICIAL BOARD MEETINGS IN
19 ACCORDANCE WITH STATE FISCAL RULES AND DEPARTMENT POLICY.

20 **SECTION 18.** In Colorado Revised Statutes, 24-33.5-1622,
21 **amend** (2)(d) introductory portion and (2)(d)(II) as follows:

22 **24-33.5-1622. Colorado nonprofit security grant program -**
23 **rules - definitions - appropriation.**

24 (2) **Program created - allowable costs - rules.**

25 (d) ~~No later than August 30, 2022;~~ The director shall promulgate
26 ADOPT rules necessary to implement the grant program. At a minimum,
27 the rules must specify:

1 (II) That a grant recipient must have submitted an application for,
2 but not been selected to receive, a grant under the federal program,
3 EXCEPT IN EXIGENT CIRCUMSTANCES, AS DETERMINED BY THE DIRECTOR,
4 WHEN AN IMMEDIATE AWARD IS IN THE INTEREST OF PUBLIC SAFETY.

5 **SECTION 19.** In Colorado Revised Statutes, 24-33.5-1902,
6 **amend** (1) introductory portion, (1)(b), (1)(c), and (2)(v); and **repeal**
7 (2)(a), (2)(f), (2)(l), (2)(m), and (2)(p) as follows:

8 **24-33.5-1902. Colorado cybersecurity council - creation -**
9 **council members.**

10 (1) ~~There is created in the department of public safety and within~~
11 ~~existing resources the Colorado cybersecurity council~~ THE COLORADO
12 CYBERSECURITY COUNCIL IS CREATED WITHIN THE DEPARTMENT OF PUBLIC
13 SAFETY USING EXISTING RESOURCES. The council operates as a steering
14 group to develop cybersecurity policy guidance for the governor; develop
15 comprehensive sets of prioritized goals, requirements, initiatives, and
16 milestones; and coordinate with the general assembly and the judicial
17 branch regarding cybersecurity as deemed necessary and appropriate by
18 the council. In addition, the council may:

19 (b) Review the need to conduct risk assessments of local
20 government systems, providing additional cybersecurity services to local
21 governments, and proposing necessary statutory or policy changes;
22 ~~including the determination of ownership for these capabilities;~~ AND

23 (c) Make recommendations to the governor and general assembly
24 ~~on the authority and activities of the state chief information security~~
25 ~~officer with local governments by July 1, 2022~~ ABOUT CYBERSECURITY.

26 (2) The Colorado cybersecurity council is comprised of the
27 following members:

- 1 (a) ~~The governor, acting as the chairperson of the council, or the~~
2 ~~governor's designee;~~
- 3 (f) ~~The adjutant general of the department of military and veterans~~
4 ~~affairs;~~
- 5 (l) ~~The state attorney general, or the attorney general's designee;~~
- 6 (m) ~~The director of the public utilities commission or the~~
7 ~~director's designee;~~
- 8 (p) ~~The chair of the cybersecurity subcommittee of the homeland~~
9 ~~security and all-hazards senior advisory committee;~~
- 10 (v) Any other person deemed necessary and appropriate by the
11 ~~governor~~ EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY.

12 **SECTION 20.** In Colorado Revised Statutes, 24-33.5-2502,
13 **amend** (3) and (4) as follows:

14 **24-33.5-2502. Office of public safety communications - public**
15 **safety communications revolving fund - creation.**

16 (3) The office shall develop a method for billing users of the
17 office's services the full DIRECT AND INDIRECT cost of the services,
18 including materials, depreciation related to capital costs, labor, and
19 administrative overhead. The billing method ~~shall~~ MUST be fully
20 implemented for all users of the office's services ~~on or before July 1, 2023~~
21 AND PUBLIC SAFETY COMMUNICATIONS NETWORK OR COMPONENTS OF THE
22 NETWORK. Revenue generated from ~~such~~ THE billing shall be credited to
23 the fund PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION.

24 (4) (a) The office may seek, accept, and expend SERVICE
25 CHARGES, FEES, REVENUE, gifts, grants, donations, and bequests from
26 private or public sources for the direct and indirect costs, including
27 personal services and operating costs, associated with administering

1 public safety communications. The office shall transmit all money
2 received through SERVICE CHARGES, FEES, REVENUE, gifts, grants,
3 donations, or bequests for ~~such~~ RELATED purposes to the state treasurer,
4 who shall credit the money to the fund.

5 (b) The office may contract with the United States and any other
6 legal entities with respect to money available to the office through
7 SERVICE CHARGES, FEES, REVENUE, gifts, grants, donations, or bequests.

8 (c) THE OFFICE MAY CONTRACT WITH PRIVATE ENTITIES FOR THE
9 PRIVATE ENTITY USING THE PUBLIC SAFETY COMMUNICATIONS NETWORK
10 OR COMPONENTS OF THE NETWORK.

11 (d) THE OFFICE, ACTING BY AND THROUGH THE DEPARTMENT OF
12 PUBLIC SAFETY, IS AUTHORIZED TO ENTER INTO ANCILLARY AGREEMENTS
13 AND INSTRUMENTS THAT ARE NECESSARY OR APPROPRIATE IN
14 CONNECTION WITH ADMINISTERING PUBLIC SAFETY COMMUNICATIONS.

15 **SECTION 21.** In Colorado Revised Statutes, 24-33.5-2508,
16 **amend** (1)(a) as follows:

17 **24-33.5-2508. Digital trunked radio system - service charges**
18 **- pricing policy.**

19 (1) (a) Users of the digital trunked radio system ~~shall~~ MUST be
20 charged the full cost of the particular service, which ~~shall include~~
21 INCLUDES the DIRECT AND INDIRECT cost of all material, labor, and
22 overhead. The user charges ~~shall~~ AND FEES AND REVENUE MUST be
23 transmitted to the state treasurer, who shall credit them to the public
24 safety communications ~~trust~~ REVOLVING fund created in ~~section~~
25 ~~24-33.5-2510~~ SECTION 24-33.5-2502. The ~~public safety communications~~
26 ~~trust fund~~ PUBLIC SAFETY COMMUNICATIONS REVOLVING FUND must
27 include user charges on public safety radio systems ~~of a state agency or~~

1 ~~other state entity~~ PROVIDED BY THE OFFICE; except that no municipality,
2 county, city and county, or special district ~~shall be charged~~ CAN INCUR
3 user charges on public safety radio systems ~~of a state agency or other state~~
4 ~~entity~~ PROVIDED BY THE OFFICE.

5 **SECTION 22.** In Colorado Revised Statutes, 24-33.5-2509,
6 **repeal** (1)(c) as follows:

7 **24-33.5-2509. Interoperable communications among public**
8 **safety radio systems - statewide plan - regional plans - governmental**
9 **immunity - needs assessment.**

10 (1) (c) ~~A region that fails to timely submit a tactical and long-term~~
11 ~~interoperable communications plan or revisions thereto, or a local~~
12 ~~government agency that fails to collaborate in the development of or~~
13 ~~timely submit the plan, or a region or local government agency that fails~~
14 ~~to maintain current plans, is ineligible to receive homeland security or~~
15 ~~public safety grant money administered by the department of local affairs,~~
16 ~~department of public safety, or department of public health and~~
17 ~~environment until the region submits a plan to the director of the office.~~

18 **SECTION 23.** In Colorado Revised Statutes, 24-33.5-2510,
19 **amend** (2)(b) as follows:

20 **24-33.5-2510. Public safety communications trust fund -**
21 **creation - report.**

22 (2) (b) In addition to any transfers made as a result of subsection
23 (2)(a) of this section, the department may solicit and accept gifts, grants,
24 donations, PROCUREMENT FUNDS, bequests, and other contributions to the
25 fund from local, state, ~~and~~ federal, PRIVATE, AND PUBLIC entities and from
26 public-safety-related nonprofit organizations that directly support state
27 departments, state institutions, state agencies, and law enforcement and

1 public safety political subdivisions of the state. ~~Such~~ Contributions shall
2 be transmitted to the state treasurer, who shall credit the contributions to
3 the fund.

4 **SECTION 24.** In Colorado Revised Statutes, 24-44-101.5, **add**
5 (2) as follows:

6 **24-44-101.5. Definitions.**

7 As used in this article 44, unless the context otherwise requires:

8 (2) "OFFICE" MEANS THE OFFICE OF TRIBAL AND AMERICAN INDIAN
9 AND ALASKA NATIVE AFFAIRS IN THE OFFICE OF THE LIEUTENANT
10 GOVERNOR.

11 **SECTION 25.** In Colorado Revised Statutes, **amend** 24-44-102
12 as follows:

13 **24-44-102. Establishment of commission.**

14 There is hereby established in the office of the lieutenant governor
15 the Colorado commission of Indian affairs. THE COLORADO COMMISSION
16 OF INDIAN AFFAIRS IS ESTABLISHED IN THE OFFICE OF TRIBAL AND
17 AMERICAN INDIAN AND ALASKA NATIVE AFFAIRS IN THE OFFICE OF THE
18 LIEUTENANT GOVERNOR.

19 **SECTION 26.** In Colorado Revised Statutes, 24-44-103, **amend**
20 (1) introductory portion, (1)(e), and (1)(f); and add (1)(l) as follows:

21 **24-44-103. Office duties - commission powers.**

22 (1) It is the duty of the ~~commission~~ OFFICE:

23 (e) To study the existing status of recognition of all Indian groups,
24 tribes, and communities presently existing in this state; and

25 (f) To employ and fix the compensation of an executive director
26 of the ~~commission~~ OFFICE, who shall carry out the responsibilities of the
27 ~~commission~~ OFFICE; AND

1 (1) TO COORDINATE WITH THE OFFICE OF EMERGENCY
2 MANAGEMENT, CREATED IN PART 7 OF ARTICLE 33.5 OF THIS TITLE 24,
3 DURING EMERGENCIES, AS APPROPRIATE.

4 **SECTION 27.** In Colorado Revised Statutes, 24-44-104, **add**
5 **(2)(c)** as follows:

6 **24-44-104. Membership - term of office - chairperson -**
7 **compensation.**

8 (2) (c) (I) AT-LARGE MEMBERS HAVE A LIMIT OF TWO TERMS AND
9 MAY SERVE A MAXIMUM OF SIX YEARS TOTAL CONSECUTIVELY.

10 (II) AN AT-LARGE MEMBER MUST DEMONSTRATE A CONNECTION
11 TO A FEDERALLY RECOGNIZED TRIBE, AS DETERMINED BY THE
12 COMMISSION.

13 **SECTION 28.** In Colorado Revised Statutes, **amend** 24-4-105 as
14 follows:

15 **24-44-105. Executive director - duties.**

16 (1) The ~~commission~~ OFFICE may employ an executive director to
17 carry out the day-to-day responsibilities and business of the OFFICE AND
18 commission. THE EXECUTIVE DIRECTOR IS EMPLOYED IN THE OFFICE OF
19 TRIBAL AND AMERICAN INDIAN AND ALASKA NATIVE AFFAIRS IN THE
20 OFFICE OF THE LIEUTENANT GOVERNOR. The executive director is an ex
21 officio member of the commission and must be an enrolled member of a
22 federally recognized Indian tribe.

23 (2) THE EXECUTIVE DIRECTOR MAY EMPLOY STAFF IN THE OFFICE
24 OF TRIBAL AND AMERICAN INDIAN AND ALASKA NATIVE AFFAIRS TO
25 ASSIST IN CARRYING OUT THE DUTIES OF THE OFFICE AND COMMISSION,
26 PROMOTING GOVERNMENT RELATIONSHIPS BETWEEN THE STATE AND
27 TRIBAL GOVERNMENTS, AND SERVING AMERICAN INDIAN AND ALASKA

1 NATIVE COMMUNITIES.

2 **SECTION 29.** In Colorado Revised Statutes, 24-44-106, amend

3 (1) as follows:

4 **24-44-106. Meetings - quorum - proxy vote prohibited.**

5 (1) The commission shall meet quarterly and at any other such
6 time as it deems necessary. Meetings may be called by the chairperson or
7 by a petition signed by a majority of the voting members of the
8 commission. ~~Ten days'~~ SEVENTY-TWO HOURS' notice shall be given in
9 writing, BY EMAIL, OR BY PHONE prior to the meeting date.

10 **SECTION 30. 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.