

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

**REVISED**

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

LLS NO. 21-0162.01 Shelby Ross x4510

**HOUSE BILL 21-1030**

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**House Committees**

Public & Behavioral Health & Human Services  
Appropriations

**Senate Committees**

Local Government  
Appropriations

**A BILL FOR AN ACT**

101      **CONCERNING EXPANDING THE PEACE OFFICERS BEHAVIORAL HEALTH**  
102              **SUPPORT GRANT PROGRAM TO INCLUDE COMMUNITY**  
103              **PARTNERSHIPS, AND, IN CONNECTION THEREWITH, MAKING AN**  
104              **APPROPRIATION.**

**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 expands the peace officers mental health support grant program to include funding for on-scene response services to enhance law enforcement's handling of calls for services related to persons with mental

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

SENATE  
Amended 2nd Reading  
June 3, 2021

HOUSE  
3rd Reading Unamended  
May 10, 2021

HOUSE  
Amended 2nd Reading  
May 7, 2021

health disorders and social service needs, including calls that do not require the presence of a peace officer.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly  
3 finds and declares that:

4 (a) Colorado peace officers have been asked for many years to  
5 respond to a magnitude of societal issues that far exceed what law  
6 enforcement can address. Law enforcement personnel care deeply about  
7 the safety and well-being of the communities they serve, but law  
8 enforcement personnel cannot shoulder the responsibility of addressing  
9 community challenges that impact crime rates, such as unemployment,  
10 high school dropout rates, homelessness, or people in crisis due to  
11 behavioral health disorders, without strong and coordinated  
12 community partnerships.

13 (b) The extensive use of law enforcement resources for social  
14 issues can strain law enforcement and community relations and result in  
15 crime victims being underserved. Each call for service from Colorado's  
16 citizens must be answered with the utmost compassion and professional  
17 expertise, which requires partnership. Communities throughout Colorado  
18 have been piloting a number of such partnerships with first responders  
19 and community-based organizations. These programs and training are  
20 showing great benefit to communities, and now is the time for Colorado  
21 to support local communities in creating and sustaining these initiatives  
22 throughout the state.

23 (c) Locally driven and innovative programs that leverage  
24 partnerships between safety net care providers and first responders are  
25 effective and critical strategies for bolstering overall community

1 resilience, connecting people to care, and preventing criminal justice  
2 involvement and recidivism; and

3 (d) With the current public health crisis exacerbating existing  
4 systemic inequities, we must pivot away from overutilizing the criminal  
5 justice system for what are public health and social determinants of health  
6 needs and utilize other community resources in a richer way to be leaders  
7 in the solution to these challenges.

8 (2) Therefore, the general assembly finds and declares that  
9 investing in community-based public safety partnerships will allow for a  
10 wider spectrum of responses to calls for service by fostering coordination  
11 with behavioral health clinicians, emergency medical service providers,  
12 community resource and housing navigators, and others. By diversifying  
13 the available tools for individuals responding to calls for service,  
14 Colorado can better support the needs of its residents.

15 **SECTION 2.** In Colorado Revised Statutes, **amend** 24-32-3501  
16 as follows:

17 **24-32-3501. Peace officers behavioral health support and**  
18 **community partnerships grant program - created - report - rules -**  
19 **fund - definitions - repeal.** (1) There is created in the department of  
20 local affairs, referred to in this section as the "department", the peace  
21 officers ~~mental~~ BEHAVIORAL health support AND COMMUNITY  
22 PARTNERSHIPS grant program to provide grants ~~of money~~ to eligible  
23 ~~agencies~~ LAW ENFORCEMENT AGENCIES, BEHAVIORAL HEALTH ENTITIES,  
24 COUNTY OR DISTRICT PUBLIC HEALTH AGENCIES, COMMUNITY-BASED  
25 SOCIAL SERVICE AND BEHAVIORAL HEALTH PROVIDERS, PEACE OFFICER  
26 ORGANIZATIONS, AND PUBLIC SAFETY AGENCIES for the ~~purpose of helping~~  
27 ~~these agencies provide mental health services to peace officers, including~~

1 PURPOSES IDENTIFIED IN SUBSECTION (2) OF THIS SECTION.

2 ~~(a) On-scene response services to support peace officers' handling~~  
3 ~~of persons with mental health disorders;~~

4 ~~(b) Counseling services;~~

5 ~~(c) Assistance for law enforcement agencies' development and~~  
6 ~~implementation of policies to support peace officers who are involved in~~  
7 ~~a shooting or a fatal use of force;~~

8 ~~(d) Training and education programs that teach peace officers the~~  
9 ~~symptoms of job-related mental trauma and how to prevent and treat such~~  
10 ~~trauma; and~~

11 ~~(e) Peer support programs.~~

12 (2) Grant recipients may use money received through the grant  
13 program to provide mental health services to peace officers, including  
14 FOR THE FOLLOWING PURPOSES:

15 ~~(a) On-scene response services to support peace officers' handling~~  
16 ~~of persons with mental health disorders~~ CO-RESPONDER COMMUNITY  
17 RESPONSES;

18 ~~(b) COMMUNITY-BASED ALTERNATIVE RESPONSES;~~

19 ~~(b) (c) Counseling services FOR PEACE OFFICERS AND THEIR~~  
20 ~~IMMEDIATE FAMILY MEMBERS, INCLUDING REIMBURSING PEACE OFFICERS~~  
21 ~~WHO HAVE PAID THE COSTS OF THEIR OWN COUNSELING SERVICES;~~

22 ~~(c) (d) Assistance for law enforcement agencies' development and~~  
23 ~~implementation of policies to support peace officers who are involved in~~  
24 ~~a shooting or a fatal use of force;~~

25 ~~(d) (e) Training and education programs that teach peace officers~~  
26 ~~AND THEIR IMMEDIATE FAMILY MEMBERS~~ the symptoms of job-related  
27 mental trauma and how to prevent and treat such trauma; and

1           ~~(e)~~ (f) Peer support programs FOR PEACE OFFICERS.

2           (2.5) ~~For the purposes of subsections (1)(b) and (2)(b) of this~~  
3 ~~section, grant recipients may use money received through the grant~~  
4 ~~program to reimburse peace officers who have paid the costs of their own~~  
5 ~~counseling services.~~

6           (3) PUBLIC SAFETY AGENCIES, law enforcement agencies, AND  
7 PEACE OFFICER ORGANIZATIONS that apply for grants ~~from the grant~~  
8 ~~program~~ PURSUANT TO SUBSECTION (2) OF THIS SECTION are encouraged  
9 to do so, to the extent possible, in collaboration with the community  
10 mental health centers AND OTHER COMMUNITY-BASED SOCIAL SERVICE OR  
11 BEHAVIORAL HEALTH PROVIDERS in their regions.

12           (4) The department shall administer the grant program and,  
13 subject to available appropriations, shall award grants as provided in this  
14 section FROM THE FUND CREATED IN SUBSECTION (7) OF THIS SECTION.  
15 ~~Subject to available appropriations, grants shall be paid out of the fund~~  
16 ~~created in subsection (10) of this section.~~

17           (5) The executive director of the department, or the executive  
18 director's designee, shall develop ~~such~~ policies and procedures ~~as are~~  
19 ~~required in this section and such additional policies and procedures~~ as  
20 may be necessary to implement AND ADMINISTER the grant program. At  
21 a minimum, the policies and procedures must SPECIFY:

22           (a) ~~Specify~~ The time frames for applying for grants, the form of  
23 the grant program application, AND the time frames for distributing grant  
24 money; and

25           (b) THE criteria for the ~~executive director, or the executive~~  
26 ~~director's designee~~, DEPARTMENT to use in awarding and denying grants;  
27 The policies and procedures must also;

1           (c) ~~Require the department to transfer grant money to each grant~~  
2 ~~recipient as soon as is practicable after a grant application is approved~~  
3 THAT A PUBLIC SAFETY AGENCY MAY APPLY FOR A GRANT FOR THE  
4 PURPOSE OUTLINED IN SUBSECTION (2)(a) OR (2)(b) OF THIS SECTION;

5           (d) THAT A LAW ENFORCEMENT AGENCY OR PEACE OFFICER  
6 ORGANIZATION MAY APPLY FOR A GRANT FOR THE PURPOSES OUTLINED IN  
7 SUBSECTIONS (2)(a) TO (2)(f) OF THIS SECTION; AND

8           (e) THAT A BEHAVIORAL HEALTH ENTITY, COUNTY OR DISTRICT  
9 PUBLIC HEALTH AGENCY, OR COMMUNITY-BASED SOCIAL SERVICE OR  
10 BEHAVIORAL HEALTH PROVIDER MAY APPLY FOR A GRANT IN PARTNERSHIP  
11 WITH A LAW ENFORCEMENT AGENCY OR PUBLIC SAFETY AGENCY FOR THE  
12 PURPOSES OUTLINED IN SUBSECTION (2)(a) OR (2)(b) OF THIS SECTION.

13           ~~(6) To receive a grant, an eligible agency must submit an~~  
14 ~~application to the department in accordance with policies and procedures~~  
15 ~~developed by the executive director, or the executive director's designee.~~

16           ~~(7)~~ (6) (a) In accordance with a schedule to be determined  
17 pursuant to ~~rules promulgated~~ POLICIES AND PROCEDURES DEVELOPED by  
18 the executive director of the department, each grant recipient shall submit  
19 to the department a report that describes and includes documentation of  
20 the grant recipient's use of the grant money. The report must also include  
21 any information required by the department pursuant to ~~any~~ THE policies  
22 or procedures developed by the department pursuant to subsection (5) of  
23 this section. In preparing ~~each such~~ THE report, each grant recipient shall  
24 redact the names and any other personal identifying information of each  
25 peace officer ~~to whom the grant recipient provided~~ WHO RECEIVED  
26 services, training, or education with grant money.

27           (b) (I) ~~On and after November 1, 2021,~~ The department shall

1 include a summarized report of the activities of the grant program  
2 BEGINNING IN FISCAL YEAR 2017 THROUGH FISCAL YEAR 2021 in the  
3 department's annual presentation to the committees of reference pursuant  
4 to section 2-7-203 FOR THE 2022 LEGISLATIVE SESSION. ~~Notwithstanding~~  
5 ~~section 24-1-136 (11)(a)(I), the reporting requirements set forth in this~~  
6 ~~section continue until the grant program is repealed pursuant to~~  
7 ~~subsection (11) of this section.~~ THIS SUBSECTION (6)(b)(I) IS REPEALED,  
8 EFFECTIVE NOVEMBER 1, 2021.

9 (II) BEGINNING WITH THE 2023 REGULAR LEGISLATIVE SESSION  
10 ANDEACH REGULAR LEGISLATIVE SESSION THEREAFTER, THE DEPARTMENT  
11 SHALL INCLUDE A SUMMARIZED REPORT OF THE ACTIVITIES OF THE GRANT  
12 PROGRAM IN THE DEPARTMENT'S ANNUAL PRESENTATION TO THE  
13 COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203.  
14 NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE REPORTING  
15 REQUIREMENTS SET FORTH IN THIS SECTION CONTINUE INDEFINITELY.

16 ~~(8) The department may use up to five percent of the money~~  
17 ~~annually appropriated for the program to pay the direct and indirect costs~~  
18 ~~that the department incurs in administering the grant program.~~

19 ~~(9) Notwithstanding any other provision of this section, the~~  
20 ~~department is not required to implement the grant program until sufficient~~  
21 ~~funds are received in the fund created in subsection (10) of this section.~~

22 ~~(10)~~ (7) (a) The peace officers **mental BEHAVIORAL** health support  
23 AND COMMUNITY PARTNERSHIP fund, referred to in this section as the  
24 "fund", is created in the state treasury. The fund consists of gifts, grants,  
25 and donations credited to the fund pursuant to ~~subsection (10)(b)~~  
26 SUBSECTION (7)(b) of this section and any other money that the general  
27 assembly may appropriate or transfer to the fund. ~~The executive director,~~

1 ~~or his or her designee~~ SUBJECT TO ANNUAL APPROPRIATION BY THE  
2 GENERAL ASSEMBLY, THE DEPARTMENT may expend money from the fund  
3 for the purposes of this section. THE DEPARTMENT MAY USE UP TO FIVE  
4 PERCENT OF THE MONEY ANNUALLY APPROPRIATED TO THE FUND TO PAY  
5 THE DIRECT AND INDIRECT COSTS THAT THE DEPARTMENT INCURS IN  
6 ADMINISTERING THE GRANT PROGRAM.

7 (b) The department may seek, accept, and expend gifts, grants, or  
8 donations from private or public sources for the purposes of this section.  
9 The department shall transmit all money received through gifts, grants,  
10 or donations to the state treasurer, who shall credit the money to the fund.

11 (c) The state treasurer shall credit all interest and income derived  
12 from the deposit and investment of money in the fund to the fund. At the  
13 end of any fiscal year, all unexpended and unencumbered money in the  
14 fund remains therein and shall not be credited or transferred to the general  
15 fund or any other fund.

16 ~~(d) The state treasurer shall transfer all unexpended and~~  
17 ~~unencumbered money in the fund on August 31, 2027, to the general~~  
18 ~~fund.~~

19 ~~(10.5)~~ (8) As used in this section, unless the context otherwise  
20 requires:

21 (a) ~~"Eligible agency" means a law enforcement agency within the~~  
22 ~~state~~ "BEHAVIORAL HEALTH ENTITY" MEANS A BEHAVIORAL HEALTH  
23 ENTITY LICENSED PURSUANT TO ARTICLE 27.6 OF TITLE 25.

24 (b) "COMMUNITY-BASED ALTERNATIVE RESPONSE" MEANS A  
25 PERSON-CENTERED CRISIS RESPONSE TO COMMUNITY MEMBERS WHO ARE  
26 EXPERIENCING PROBLEMS RELATED TO POVERTY, HOMELESSNESS,  
27 BEHAVIORAL HEALTH, FOOD INSECURITY, AND OTHER SOCIAL ISSUES,



1 THAT DIRECTS CERTAIN CALLS FOR POLICE SERVICE TO MORE APPROPRIATE  
2 SUPPORT PROVIDERS IN LIEU OF A POLICE RESPONSE.

3 (c) "COMMUNITY-BASED SOCIAL SERVICES AND BEHAVIORAL  
4 HEALTH PROVIDERS" MEANS PROVIDERS OF COMMUNITY-BASED  
5 ALTERNATIVE RESPONSE AND CO-RESPONDER COMMUNITY RESPONSE.

6 (d) "CO-RESPONDER COMMUNITY RESPONSE" MEANS A MODEL OF  
7 CRIMINAL JUSTICE DIVERSION THAT PAIRS LAW ENFORCEMENT AND  
8 BEHAVIORAL HEALTH PROVIDERS TO INTERVENE AND RESPOND TO  
9 BEHAVIORAL HEALTH-RELATED CALLS FOR POLICE SERVICE, UTILIZING THE  
10 COMBINED EXPERTISE OF THE LAW ENFORCEMENT OFFICER AND  
11 BEHAVIORAL HEALTH SPECIALIST TO DE-ESCALATE SITUATIONS AND HELP  
12 LINK INDIVIDUALS WITH BEHAVIORAL HEALTH ISSUES TO APPROPRIATE  
13 SERVICES.

14 (e) "COUNTY OR DISTRICT PUBLIC HEALTH AGENCY" MEANS A  
15 COUNTY OR DISTRICT PUBLIC HEALTH AGENCY CREATED PURSUANT TO  
16 SECTION 25-1-506. ~~or a peace officer organization within the state.~~

17 (f) "Law enforcement agency" means the Colorado state  
18 patrol, the Colorado bureau of investigation, the department of  
19 corrections, the department of revenue, a county sheriff's office, a  
20 municipal police department, a campus police department, a town  
21 marshal's office, or the division of parks and wildlife.

22 (g) "Peace officer organization" means:

23 (I) A statewide association of police officers and former police  
24 officers; or

25 (II) An organization within the state that provides services and  
26 programs that promote the mental health wellness of peace officers and  
27 that has at least one peace officer or former peace officer serving on its

1 board of directors or in a comparable capacity.

2 (h) "PUBLIC SAFETY AGENCY" MEANS AN AGENCY PROVIDING LAW  
3 ENFORCEMENT, FIRE PROTECTION, EMERGENCY MEDICAL, EMERGENCY  
4 RESPONSE SERVICES, OR EMERGENCY DISPATCH SERVICES IN RESPONSE TO  
5 911 CALLS, AS DEFINED IN SECTION 29-11-103 (3).

6 ~~(11) This section is repealed, effective September 1, 2027.~~

7 **SECTION 3.** In Colorado Revised Statutes, 30-10-527, **amend**  
8 (3) as follows:

9 **30-10-527. Behavioral health professionals - grant applications**  
10 **encouraged - definition - repeal.** (3) For the purposes of this section,  
11 each sheriff's office is encouraged to apply annually for a grant from the  
12 peace officers ~~mental~~ BEHAVIORAL health support AND COMMUNITY  
13 PARTNERSHIPS grant program created in section 24-32-3501.

14 **SECTION 4.** In Colorado Revised Statutes, 31-30-109, **amend**  
15 (3) as follows:

16 **31-30-109. Behavioral health professionals - grant applications**  
17 **encouraged - definition - repeal.** (3) For the purposes of this section,  
18 each municipal police department is encouraged to apply annually for a  
19 grant from the peace officers ~~mental~~ BEHAVIORAL health support AND  
20 COMMUNITY PARTNERSHIPS grant program created in section 24-32-3501.

21 **SECTION 5. Appropriation.** (1) For the 2021-22 state fiscal  
22 year, \$1,000,000 is appropriated to the peace officers mental health  
23 support fund created in section 24-32-3501 (10)(a), C.R.S. This  
24 appropriation is from the general fund. The department of local affairs  
25 is responsible for the accounting related to this appropriation.

26 (2) For the 2021-22 state fiscal year, \$1,000,000 is appropriated  
27 to the department of local affairs for use by the division of local

1 government. This appropriation is from reappropriated funds in the peace  
2 officers mental health support fund under subsection (1) of this section  
3 and is based on an assumption that the division will require an additional  
4 0.5 FTE. To implement this act, the division may use the appropriation  
5 for the peace officers mental health support grant program.

6 **SECTION 6. Act subject to petition - effective date.** This act  
7 takes effect at 12:01 a.m. on the day following the expiration of the  
8 ninety-day period after final adjournment of the general assembly; except  
9 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
10 of the state constitution against this act or an item, section, or part of this  
11 act within such period, then the act, item, section, or part will not take  
12 effect unless approved by the people at the general election to be held in  
13 November 2022 and, in such case, will take effect on the date of the  
14 official declaration of the vote thereon by the governor.