

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

PREAMENDED

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

LLS NO. 22-0498.01 Jacob Baus x2173

SENATE BILL 22-067

SENATE SPONSORSHIP

Lundeen, Woodward

HOUSE SPONSORSHIP

Bradfield,

Senate Committees

Judiciary
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE CREATION OF A GRANT PROGRAM TO PROVIDE**
102 **GRANTS TO LOCAL LAW ENFORCEMENT AGENCIES TO PROVIDE**
103 **CRISIS INTERVENTION TEAM TRAINING TO THE AGENCIES' PEACE**
104 **OFFICERS.**

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 creates in the peace officers standards and training board (P.O.S.T. board) the safe neighborhoods grant program (grant program) to provide grants to local law enforcement agencies to provide critical

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.

incident training to the agencies' peace officers.

Grant recipients shall submit a report to the P.O.S.T. board of expenses and costs, and evidence of impacts as a result of the grant award. The P.O.S.T. board shall submit a report summarizing the information reported by grant recipients to the judiciary committees of the senate and house of representatives.

For the 2022-23 state fiscal year, the general assembly shall appropriate \$50 million to the P.O.S.T. board for grants. The P.O.S.T. board may use not more than 3% of the appropriation for costs to administer the grant program.

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

SECTION 1. Legislative declaration. (1) The general assembly finds and declares that crisis intervention training, which is currently offered in Colorado through the P.O.S.T. board to a limited number of law enforcement officers, is designed to engage peace officers with community support agencies and successfully divert persons from arrest, charges, and incarceration. The program is also effective in improving law enforcement decision-making, responses to crises, use of de-escalation techniques, use of force, and service call resolutions.

(2) Therefore, the general assembly declares that additional funds are needed to increase the number of peace officers participating in crisis intervention training.

SECTION 2. In Colorado Revised Statutes, add 24-31-319 as follows:

24-31-319. Crisis intervention team grant program - creation - policies - appropriation - report - definitions - repeal. (1) THERE IS CREATED IN THE P.O.S.T. BOARD THE CRISIS INTERVENTION TEAM GRANT PROGRAM, REFERRED TO IN THIS SECTION AS THE "GRANT PROGRAM", TO PROVIDE CRISIS INTERVENTION TEAM TRAINING TO LOCAL LAW ENFORCEMENT AGENCIES AND TO COLLECT DATA ABOUT CRISIS

1 INTERVENTION TEAM PROGRAMS THAT ARE FUNDED BY GRANTS AWARDED
2 PURSUANT TO THIS SECTION.

3 (2) GRANT RECIPIENTS SHALL USE THE MONEY RECEIVED THROUGH
4 THE GRANT PROGRAM FOR NECESSARY EXPENSES FOR CRISIS
5 INTERVENTION TEAM TRAINING, INCLUDING BUT NOT LIMITED TO TUITION,
6 INSTRUCTOR COSTS, OVERTIME COSTS, CURRICULUM, MATERIALS,
7 SUPPLIES, AND THE DATA COLLECTION AND REPORTING REQUIRED
8 PURSUANT TO THIS SECTION.

9 (3) (a) THE P.O.S.T. BOARD SHALL DEVELOP POLICIES AND
10 PROCEDURES NECESSARY TO MANAGE THE GRANT PROGRAM AND
11 IMPLEMENT THE REQUIREMENTS OF THIS SECTION, INCLUDING
12 STANDARDIZED CRISIS INTERVENTION TEAM TRAINING AND DATA
13 COLLECTION AND REPORTING.

14 (b) THE P.O.S.T. BOARD SHALL DEVELOP STANDARDIZED CRISIS
15 INTERVENTION TEAM TRAINING CONSISTENT WITH BEST PRACTICES, CORE
16 ELEMENTS, AND VALIDATED SCIENTIFIC RESEARCH CONCERNING CRISIS
17 INTERVENTION TEAM MODELS FROM NATIONALLY RECOGNIZED SOURCES.

18 (4) TO RECEIVE A GRANT, A LOCAL LAW ENFORCEMENT AGENCY
19 MUST SUBMIT AN APPLICATION TO THE P.O.S.T. BOARD AND AGREE TO
20 PARTICIPATE IN DATA COLLECTION AND REPORTING REQUIRED PURSUANT
21 TO THIS SECTION AS A CONDITION OF RECEIVING A GRANT.

22 (5) THE P.O.S.T. BOARD SHALL REVIEW THE APPLICATIONS
23 RECEIVED PURSUANT TO SUBSECTION (4) OF THIS SECTION. IN SELECTING
24 GRANT RECIPIENTS AND AWARDED GRANTS, THE P.O.S.T. BOARD SHALL
25 CONSIDER:

26 (a) THE ASSOCIATED COSTS FOR THE APPLICANT'S CRISIS
27 INTERVENTION TRAINING, INCLUDING OVERTIME COSTS;

1 (b) AS A POSITIVE CONSIDERATION FACTOR, THAT THE APPLICANT
2 HAS OR IS SEEKING A NON-LAW-ENFORCEMENT PARTNER; EXCEPT THAT IT
3 MUST NOT BE A NEGATIVE CONSIDERATION FACTOR OR EXCLUSION FROM
4 CONSIDERATION IF THE APPLICANT SERVES A LESSER-POPULATED
5 COMMUNITY OR A RURAL AREA AND THERE IS A LACK OF AVAILABILITY OF
6 NON-LAW-ENFORCEMENT PARTNERS;

7 (c) THE RESPECTIVE NEED OF THE COMMUNITY THAT THE
8 APPLICANT SERVES FOR A CRISIS INTERVENTION TEAM PROGRAM;

9 (d) THE APPLICANT'S ABILITY TO IDENTIFY SERVICE CALLS AND
10 DISPATCH A CRISIS INTERVENTION TEAM APPROPRIATELY; AND

11 (e) THE NUMBER OF EMPLOYEES OF THE LOCAL LAW ENFORCEMENT
12 AGENCY, THE NUMBER OF PEACE OFFICERS WITHIN THE LOCAL LAW
13 ENFORCEMENT AGENCY, AND, TO THE EXTENT KNOWN, THE NUMBER OF
14 PEACE OFFICERS WITHIN THE LOCAL LAW ENFORCEMENT AGENCY WHO ARE
15 TRAINED IN CRISIS INTERVENTION.

16 (6) ON OR BEFORE DECEMBER 1, 2022, THE P.O.S.T. BOARD SHALL
17 AWARD GRANTS.

18 (7) A GRANT RECIPIENT THAT DISPATCHES A CRISIS INTERVENTION
19 TEAM PROGRAM MEMBER FOR A SERVICE CALL SHALL COLLECT RELEVANT
20 INFORMATION, AS DETERMINED BY THE P.O.S.T. BOARD, FOR THE SERVICE
21 CALL.

22 (8) ON OR BEFORE DECEMBER 1, 2023, EACH GRANT RECIPIENT
23 SHALL SUBMIT A REPORT TO THE P.O.S.T. BOARD. AT A MINIMUM, THE
24 REPORT MUST INCLUDE:

25 (a) A DESCRIPTION OF THE ASSOCIATED COSTS FOR THE CRISIS
26 INTERVENTION TRAINING PROVIDED BY THE GRANT;

27 (b) THE NUMBER OF PEACE OFFICERS EMPLOYED BY THE LOCAL

1 LAW ENFORCEMENT AGENCY WHO COMPLETED CRISIS INTERVENTION
2 TRAINING BECAUSE OF THE GRANT AWARD AND THEIR RESPECTIVE YEARS
3 OF EXPERIENCE AS PEACE OFFICERS;

4 (c) DATA COLLECTED FROM THE GRANT RECIPIENT FOLLOWING THE
5 CRISIS INTERVENTION TEAM TRAINING, INCLUDING:

6 (I) THE TOTAL NUMBER OF INCIDENTS INVOLVING THE USE OF
7 FORCE COMPARED TO THE TOTAL NUMBER OF SERVICE CALLS RECEIVED BY
8 THE LOCAL LAW ENFORCEMENT AGENCY;

9 (II) THE TOTAL NUMBER OF INCIDENTS INVOLVING THE USE OF
10 FORCE RESULTING IN SERIOUS BODILY INJURY OR DEATH COMPARED TO
11 THE TOTAL NUMBER OF SERVICE CALLS RECEIVED BY THE LOCAL LAW
12 ENFORCEMENT AGENCY; AND

13 (III) WHETHER THE NUMBERS IN SUBSECTIONS (8)(c)(I) AND
14 (8)(c)(II) OF THIS SECTION ARE HIGHER OR LOWER COMPARED TO DATA
15 COLLECTED BY THE LOCAL LAW ENFORCEMENT AGENCY PRIOR TO THE
16 AGENCY'S CRISIS INTERVENTION TEAM TRAINING;

17 (d) WHETHER THE GRANT RECIPIENT HAS OTHER PROGRAMS THAT
18 ADDRESS INCIDENTS INVOLVING MENTAL HEALTH OR SUBSTANCE ABUSE
19 CRISES, INCLUDING A COMMUNITY-BASED ALTERNATIVE RESPONSE OR
20 CO-RESPONDER COMMUNITY RESPONSE PROGRAM, AS DEFINED IN SECTION
21 24-32-3501 (8); AND

22 (e) ANY ADDITIONAL DATA DEMONSTRATING THE IMPACT OF THE
23 GRANT PROGRAM OR THE CRISIS INTERVENTION TEAM PROGRAM.

24 (9) ON OR BEFORE MARCH 1, 2024, THE P.O.S.T. BOARD SHALL
25 SUBMIT A REPORT TO THE JUDICIARY COMMITTEES OF THE SENATE AND
26 THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES,
27 REGARDING THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST

1 SUMMARIZE THE INFORMATION REPORTED BY GRANT RECIPIENTS
2 PURSUANT TO SUBSECTION (8) OF THIS SECTION. TO THE EXTENT POSSIBLE,
3 THE REPORT MUST ALSO INCLUDE:

4 (a) THE NUMBER OF CRISIS INTERVENTION TEAM PROGRAMS
5 OPERATING IN COLORADO AND THEIR RESPECTIVE SIZES;

6 (b) THE NUMBER OF LOCAL LAW ENFORCEMENT AGENCIES THAT
7 HAVE CRISIS INTERVENTION TEAMS;

8 (c) THE NUMBER OF PEACE OFFICERS OR NON-PEACE OFFICERS WHO
9 HAVE COMPLETED CRISIS INTERVENTION TEAM TRAINING AND ARE A PART
10 OF CRISIS INTERVENTION TEAM PROGRAMS IN COLORADO;

11 (d) THE IMPACT AND RELATIVE SUCCESS OF CRISIS INTERVENTION
12 TEAM PROGRAMS AND THE GRANT PROGRAM; AND

13 (e) ANY RECOMMENDATIONS CONCERNING THE CONTINUATION OR
14 IMPROVEMENT OF CRISIS INTERVENTION TEAM PROGRAMS, DATA
15 COLLECTION, OR RESPONSE TO SERVICE CALLS FOR SUSPECTED MENTAL
16 HEALTH AND SUBSTANCE ABUSE CRISES.

17 (10) NOTWITHSTANDING THE PROHIBITION OF TRANSFERRING
18 GENERAL FUND MONEY TO THE P.O.S.T. BOARD PURSUANT TO SECTION
19 24-31-310 (3), FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
20 ASSEMBLY SHALL APPROPRIATE TWO MILLION DOLLARS FIVE HUNDRED
21 THOUSAND TO THE P.O.S.T. BOARD FOR THE PURPOSES OF THIS SECTION.
22 THE P.O.S.T. BOARD MAY NOT USE MORE THAN FIVE PERCENT OF THE
23 APPROPRIATION FOR COSTS TO ADMINISTER THE GRANT PROGRAM.

24 (11) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
25 REQUIRES:

26 (a) "CRISIS INTERVENTION" MEANS LAW ENFORCEMENT
27 INTERVENTION IN AN INCIDENT THAT HAS THE POTENTIAL TO RESULT IN

1 ESCALATED CONFLICT, INCLUDING THE POTENTIAL FOR INJURY OR DEATH,
2 BETWEEN A PEACE OFFICER AND THE PERSON WITH WHOM THE PEACE
3 OFFICER INTERACTS. "CRISIS INTERVENTION" INCLUDES, BUT IS NOT
4 LIMITED TO, CIRCUMSTANCES INVOLVING A WEAPON, PEACE OFFICER
5 INTERACTIONS WITH PERSONS WITH DISABILITIES, PEACE OFFICER
6 INTERACTIONS WITH PERSONS EXPERIENCING A MENTAL HEALTH OR
7 SUBSTANCE USE CRISIS, AND PEACE OFFICER INTERACTIONS WITH PERSONS
8 WHO ARE ELDERLY.

9 (b) "CRISIS INTERVENTION TEAM PROGRAM" MEANS THE
10 STRUCTURED USE OF PEACE OFFICERS WHO ARE TRAINED IN CRISIS
11 INTERVENTION TO RESPOND TO SERVICE CALLS TO ASSIST PEOPLE WITH
12 MENTAL HEALTH OR SUBSTANCE USE DISORDERS WHO ARE EXPERIENCING
13 A MENTAL HEALTH OR SUBSTANCE USE CRISIS.

14 (c) "LOCAL LAW ENFORCEMENT AGENCY" MEANS A COUNTY
15 SHERIFF'S OFFICE, MUNICIPAL POLICE DEPARTMENT, OR POLICE
16 DEPARTMENT FOR A STATE INSTITUTION OF HIGHER EDUCATION, AS
17 DEFINED IN SECTION 23-5-141 (2)(c).

18 (d) "NON-LAW-ENFORCEMENT PARTNER" MEANS AN ENTITY OR ITS
19 AGENT COLLABORATING WITH A LOCAL LAW ENFORCEMENT AGENCY'S
20 CRISIS INTERVENTION TEAM PROGRAM, INCLUDING A FIRE DEPARTMENT OR
21 DISTRICT; EMERGENCY MEDICAL SERVICES AGENCY; MEDICAL, MENTAL
22 HEALTH, OR SUBSTANCE USE SERVICES PROVIDER; OR SOCIAL SERVICES
23 PROVIDER.

24 (12) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2024.

25 **SECTION 3. Act subject to petition - effective date.** This act
26 takes effect at 12:01 a.m. on the day following the expiration of the
27 ninety-day period after final adjournment of the general assembly; except

1 that, if a referendum petition is filed pursuant to section 1 (3) of article V
2 of the state constitution against this act or an item, section, or part of this
3 act within such period, then the act, item, section, or part will not take
4 effect unless approved by the people at the general election to be held in
5 November 2022 and, in such case, will take effect on the date of the
6 official declaration of the vote thereon by the governor.