

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0650.01 Nicole Myers x4326

HOUSE BILL 22-1120

HOUSE SPONSORSHIP

Van Winkle and Neville,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE RECREATION OF THE SCHOOL SECURITY
102 DISBURSEMENT PROGRAM TO PROVIDE FUNDING FOR LOCAL
103 EDUCATION PROVIDERS TO IMPLEMENT SCHOOL SECURITY
104 IMPROVEMENTS TO PREVENT INCIDENTS OF SCHOOL VIOLENCE.

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>.)

In 2018, the general assembly enacted Senate Bill 18-269, which created the school security disbursement program (program) to provide funding for school districts, charter schools, institute charter schools, and

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.

boards of cooperative services (local education providers) to implement school security improvements to prevent incidents of school violence. Pursuant to the provisions of Senate Bill 18-269, the program was repealed on July 1, 2021. The bill recreates and reenacts the program in the department of public safety (department).

The bill allows a local education provider to apply for a disbursement by submitting an application to the department. A local education provider that receives a disbursement may use the money for one or more of the following purposes:

- Capital construction that improves the security of a public school facility or public school vehicle;
- Training in student threat assessment for school staff;
- Training for on-site school resource officers;
- School emergency response training for school staff; and
- Programs to help students become more resilient in meeting the daily challenges they face without resorting to violence.

The department is required to review the applications received from local education providers and to disburse money to applicants that satisfy the application requirements. The department is required to give priority to applicants that commit to providing matching funds for the amount of the disbursement received.

The bill recreates and reenacts the school security disbursement program account within the school safety resource center cash fund and directs the transfer of money to the account to pay the disbursements. Each disbursement recipient is required to report to the department concerning its use of the money, and the department is required to annually provide a summary of the reports to specified committees of the general assembly. The disbursement program is repealed, effective July 1, 2032.

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

2 **SECTION 1.** In Colorado Revised Statutes, **recreate and**
3 **reenact, with amendments,** 24-33.5-1810 as follows:

4 **24-33.5-1810. School security disbursement program - created**
5 **- rules - definitions - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE
6 CONTEXT OTHERWISE REQUIRES:

7 (a) "DISBURSEMENT PROGRAM" MEANS THE SCHOOL SECURITY
8 DISBURSEMENT PROGRAM CREATED IN SUBSECTION (2) OF THIS SECTION.

1 (b) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A
2 CHARTER SCHOOL THAT IS AUTHORIZED PURSUANT TO PART 1 OF ARTICLE
3 30.5 OF TITLE 22, AN INSTITUTE CHARTER SCHOOL THAT IS AUTHORIZED
4 PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, OR A BOARD OF
5 COOPERATIVE SERVICES AS DEFINED IN SECTION 22-5-103.

6 (2) THERE IS CREATED IN THE DEPARTMENT THE SCHOOL SECURITY
7 DISBURSEMENT PROGRAM TO PROVIDE DISBURSEMENTS TO LOCAL
8 EDUCATION PROVIDERS TO USE FOR THE PURPOSES DESCRIBED IN
9 SUBSECTION (3) OF THIS SECTION TO IMPROVE SECURITY WITHIN PUBLIC
10 SCHOOLS. SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT
11 SHALL DISBURSE MONEY TO APPLICANTS AS PROVIDED IN SUBSECTION (5)
12 OF THIS SECTION FROM MONEY CREDITED TO THE SCHOOL SECURITY
13 DISBURSEMENT PROGRAM ACCOUNT WITHIN THE SCHOOL SAFETY
14 RESOURCE CENTER CASH FUND CREATED IN SECTION 24-33.5-1807. IT IS
15 THE INTENT OF THE GENERAL ASSEMBLY THAT THE DEPARTMENT
16 DISTRIBUTE THE MONEY CREDITED TO THE SCHOOL SECURITY
17 DISBURSEMENT PROGRAM ACCOUNT FOR THE DISBURSEMENT PROGRAM AS
18 QUICKLY AS PRACTICABLE BASED ON THE RECEIPT OF QUALIFYING
19 APPLICATIONS.

20 (3) A LOCAL EDUCATION PROVIDER THAT RECEIVES A
21 DISBURSEMENT FROM THE DISBURSEMENT PROGRAM MAY USE THE
22 DISBURSED MONEY ONLY FOR THE FOLLOWING PURPOSES:

23 (a) CAPITAL CONSTRUCTION THAT IMPROVES THE SECURITY OF A
24 PUBLIC SCHOOL FACILITY OR PUBLIC SCHOOL VEHICLE, INCLUDING ANY
25 STRUCTURE OR INSTALLED HARDWARE, DEVICE, OR EQUIPMENT THAT
26 PROTECTS A PUBLIC SCHOOL FACILITY OR PUBLIC SCHOOL VEHICLE AND
27 THE STUDENTS, EDUCATORS, AND OTHER INDIVIDUALS WHO ATTEND,

1 WORK IN, OR VISIT A PUBLIC SCHOOL FACILITY OR ARE TRANSPORTED IN A
2 PUBLIC SCHOOL VEHICLE FROM THREATS OF PHYSICAL HARM INCLUDING
3 BUT NOT LIMITED TO ANY STRUCTURE OR INSTALLED HARDWARE, DEVICE,
4 OR EQUIPMENT THAT:

5 (I) PREVENTS THE ENTRY OF UNAUTHORIZED INDIVIDUALS INTO A
6 PUBLIC SCHOOL FACILITY OR A PROTECTED SPACE WITHIN A PUBLIC
7 SCHOOL FACILITY OR ONTO A PUBLIC SCHOOL VEHICLE;

8 (II) PREVENTS UNDESIRE OBJECTS AND SUBSTANCES FROM
9 ENTERING A PUBLIC SCHOOL FACILITY OR PUBLIC SCHOOL VEHICLE;

10 (III) SOUNDS WARNINGS WHEN A THREAT IS PRESENT;

11 (IV) CAN BE USED TO EXPEDITE COMMUNICATION WHEN A THREAT
12 IS PRESENT; OR

13 (V) ENABLES AUTHORIZED INDIVIDUALS TO VISUALLY MONITOR
14 THE PUBLIC SCHOOL FACILITY OR ITS GROUNDS OR THE PUBLIC SCHOOL
15 VEHICLE;

16 (b) TRAINING IN STUDENT THREAT ASSESSMENT, WHICH TRAINING
17 IS PROVIDED TO ALL SCHOOL BUILDING STAFF WHO HAVE CONTACT WITH
18 STUDENTS;

19 (c) TRAINING FOR ON-SITE SCHOOL RESOURCE OFFICERS EMPLOYED
20 BY THE LOCAL EDUCATION PROVIDER;

21 (d) SCHOOL EMERGENCY RESPONSE TRAINING FOR ALL SCHOOL
22 BUILDING STAFF; AND

23 (e) PROGRAMS TO HELP STUDENTS BECOME MORE RESILIENT IN
24 MEETING THE DAILY CHALLENGES THEY FACE WITHOUT RESORTING TO
25 VIOLENCE, INCLUDING ADDRESSING THE FUNDAMENTAL CAUSES OF
26 VIOLENCE AND AGGRESSION AND HELPING STUDENTS BECOME
27 RESPONSIBLE MEMBERS OF THEIR SCHOOLS, NEIGHBORHOODS,

1 COMMUNITIES, AND FAMILIES.

2 (4) A LOCAL EDUCATION PROVIDER, INCLUDING ANY COMBINATION
3 OF LOCAL EDUCATION PROVIDERS WHO WISH TO APPLY TOGETHER AS A
4 SINGLE, REGIONAL APPLICANT, MAY APPLY FOR A DISBURSEMENT BY
5 SUBMITTING AN APPLICATION TO THE DEPARTMENT THAT INCLUDES THE
6 FOLLOWING INFORMATION:

7 (a) THE PURPOSE OR PURPOSES DESCRIBED IN SUBSECTION (3) OF
8 THIS SECTION FOR WHICH THE APPLICANT IS REQUESTING THE
9 DISBURSEMENT;

10 (b) THE AMOUNT OF DISBURSED MONEY REQUESTED BASED ON AN
11 ITEMIZED ESTIMATE OF THE EXPECTED COST OF THE PURPOSE OR PURPOSES
12 FOR WHICH THE APPLICANT IS REQUESTING THE DISBURSEMENT AND
13 TAKING INTO ACCOUNT THE REQUIREMENT OF MATCHING MONEY, IF
14 APPLICABLE, PURSUANT TO SUBSECTION (6) OF THIS SECTION;

15 (c) EVIDENCE OF THE AVAILABILITY OF AND COMMITMENT OF THE
16 APPLICANT TO USE FINANCIAL RESOURCES TO MATCH THE AMOUNT OF THE
17 DISBURSEMENT;

18 (d) THE APPLICANT'S COMMITMENT TO PROVIDE INFORMATION TO
19 THE DEPARTMENT AS REQUIRED FOR THE ANNUAL REPORT DESCRIBED IN
20 SUBSECTION (6) OF THIS SECTION;

21 (e) IF THE LOCAL EDUCATION PROVIDER IS A CHARTER SCHOOL
22 THAT IS AUTHORIZED PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22,
23 LOCATED WITHIN A SCHOOL DISTRICT FACILITY, AND PARTICIPATING IN THE
24 SCHOOL DISTRICT'S SAFETY AND SECURITY SERVICES, INFORMATION
25 DEMONSTRATING THAT THE CHARTER SCHOOL HAS COLLABORATED WITH
26 THE SCHOOL DISTRICT IN PREPARING AND SUBMITTING THE APPLICATION;

27 AND

1 (f) ANY ADDITIONAL INFORMATION, AS SPECIFIED BY RULE OF THE
2 EXECUTIVE DIRECTOR, THAT IS NECESSARY FOR THE DEPARTMENT TO
3 EVALUATE THE LIKELY EFFECTIVENESS OF THE APPLICANT'S USE OF THE
4 DISBURSED MONEY IN IMPROVING SECURITY IN PUBLIC SCHOOL FACILITIES
5 OR VEHICLES.

6 (5) THE DEPARTMENT SHALL REVIEW EACH APPLICATION RECEIVED
7 PURSUANT TO SUBSECTION (4) OF THIS SECTION AND, SUBJECT TO
8 AVAILABLE APPROPRIATIONS, SHALL DISBURSE MONEY TO THE APPLICANT
9 IF THE DEPARTMENT DETERMINES THAT THE APPLICATION MEETS THE
10 REQUIREMENTS SPECIFIED IN SUBSECTION (4) OF THIS SECTION AND THE
11 PURPOSE OR PURPOSES FOR WHICH THE APPLICANT INTENDS TO USE THE
12 DISBURSED MONEY ARE LIKELY TO IMPROVE SECURITY IN PUBLIC SCHOOL
13 FACILITIES OR VEHICLES. THE DEPARTMENT SHALL GIVE PRIORITY TO
14 APPLICANTS THAT COMMIT TO PROVIDING FINANCIAL RESOURCES TO
15 MATCH THE AMOUNT OF THE DISBURSEMENT. THE DEPARTMENT SHALL
16 DETERMINE THE DISBURSEMENT AMOUNT TAKING INTO ACCOUNT THE
17 AMOUNT IDENTIFIED IN THE APPLICATION.

18 (6) (a) ON OR BEFORE AUGUST 1, 2023, AND ON OR BEFORE
19 AUGUST 1 EACH YEAR THEREAFTER, EACH LOCAL EDUCATION PROVIDER
20 THAT RECEIVED A DISBURSEMENT IN THE PRECEDING SCHOOL YEAR SHALL
21 SUBMIT A REPORT TO THE DEPARTMENT SPECIFYING THE AMOUNT
22 RECEIVED; THE SOURCE AND AMOUNT OF MATCHING MONEY PROVIDED, IF
23 APPLICABLE; AND THE PURPOSE OR PURPOSES FOR WHICH THE LOCAL
24 EDUCATION PROVIDER USED THE DISBURSED MONEY, INCLUDING AN
25 ITEMIZED ACCOUNTING OF HOW THE MONEY WAS EXPENDED.

26 (b) BEGINNING WITH THE ANNUAL PRESENTATION IN 2024
27 PROVIDED BY THE DEPARTMENT TO THE COMMITTEES OF REFERENCE

1 PURSUANT TO SECTION 2-7-203, THE DEPARTMENT SHALL INCLUDE IN THE
2 ANNUAL PRESENTATION A SUMMARY OF THE REPORTS RECEIVED
3 PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION. BEGINNING IN
4 JANUARY 2024, AND EVERY JANUARY THEREAFTER, THE DEPARTMENT
5 SHALL SUBMIT A SUMMARY OF THE REPORTS RECEIVED PURSUANT TO
6 SUBSECTION (6)(a) OF THIS SECTION TO THE EDUCATION COMMITTEES OF
7 THE SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR
8 COMMITTEES.

9 (7) THE EXECUTIVE DIRECTOR SHALL PROMULGATE RULES
10 PURSUANT TO THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE
11 4 OF THIS TITLE 24, TO ESTABLISH THE TIME FRAMES FOR SUBMITTING
12 DISBURSEMENT APPLICATIONS AND AWARDED DISBURSEMENTS AND TO
13 SPECIFY ANY ADDITIONAL INFORMATION THAT MUST BE INCLUDED IN
14 DISBURSEMENT APPLICATIONS AS DESCRIBED IN SUBSECTION (4)(f) OF THIS
15 SECTION.

16 (8) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2032.

17 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-1807,
18 **recreate and reenact, with amendments, (6)** as follows:

19 **24-33.5-1807. School safety resource center cash fund - repeal.**

20 (6) (a) THERE IS HEREBY CREATED IN THE FUND THE SCHOOL SECURITY
21 DISBURSEMENT PROGRAM ACCOUNT, REFERRED TO IN THIS SUBSECTION (6)
22 AS THE "ACCOUNT". FOR EACH STATE FISCAL YEAR FROM STATE FISCAL
23 YEAR 2022-23 THROUGH STATE FISCAL YEAR 2031-32, THE STATE
24 TREASURER SHALL CREDIT TO THE ACCOUNT THE AMOUNT SPECIFIED IN
25 SUBSECTION (6)(b) OF THIS SECTION FROM THE AMOUNT APPROPRIATED TO
26 THE FUND FOR THE APPLICABLE FISCAL YEAR. THE MONEY CREDITED TO
27 THE ACCOUNT IS CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT TO

1 IMPLEMENT THE SCHOOL SECURITY DISBURSEMENT PROGRAM CREATED IN
2 SECTION 24-33.5-1810. THE DEPARTMENT MAY EXPEND UP TO ONE
3 PERCENT OF THE AMOUNT CREDITED TO THE ACCOUNT IN EACH FISCAL
4 YEAR FOR THE ADMINISTRATIVE EXPENSES INCURRED IN IMPLEMENTING
5 THE SCHOOL SECURITY DISBURSEMENT PROGRAM.

6 (b) (I) ON JULY 1, 2022, THE STATE TREASURER SHALL CREDIT TO
7 THE ACCOUNT TEN MILLION DOLLARS FROM THE AMOUNT APPROPRIATED
8 TO THE FUND FOR THE 2022-23 FISCAL YEAR; AND

9 (II) ON JULY 1, 2023, AND ON EACH JULY 1 THEREAFTER THROUGH
10 JULY 1, 2031, THE STATE TREASURER SHALL CREDIT TO THE ACCOUNT TEN
11 MILLION DOLLARS FROM THE AMOUNT APPROPRIATED TO THE FUND FOR
12 THE APPLICABLE FISCAL YEAR.

13 (c) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2032.
14 ANY AMOUNT REMAINING IN THE ACCOUNT AS OF JULY 1, 2032, SHALL BE
15 CREDITED TO THE FUND.

16 **SECTION 3. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, or safety.