A BILL FOR AN ACT

CONCERNING THE RECREATION OF THE SCHOOL SECURITY DISBURSEMENT PROGRAM TO PROVIDE FUNDING FOR LOCAL EDUCATION PROVIDERS TO IMPLEMENT SCHOOL SECURITY 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...
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 Pursuant to the provisions of Senate Bill 18-269, the program was repealed on July 1, 2021.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 The disbursement program is repealed, effective July 1, 2032.

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

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

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

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

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

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

(a) CAPITAL CONSTRUCTION THAT IMPROVES THE SECURITY OF A PUBLIC SCHOOL FACILITY OR PUBLIC SCHOOL VEHICLE, INCLUDING ANY STRUCTURE OR INSTALLED HARDWARE, DEVICE, OR EQUIPMENT THAT PROTECTS A PUBLIC SCHOOL FACILITY OR PUBLIC SCHOOL VEHICLE AND THE STUDENTS, EDUCATORS, AND OTHER INDIVIDUALS WHO ATTEND,
WORK IN, OR VISIT A PUBLIC SCHOOL FACILITY OR ARE TRANSPORTED IN A
PUBLIC SCHOOL VEHICLE FROM THREATS OF PHYSICAL HARM INCLUDING
BUT NOT LIMITED TO ANY STRUCTURE OR INSTALLED HARDWARE, DEVICE,
OR EQUIPMENT THAT:

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

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

(III) SOUNDS WARNINGS WHEN A THREAT IS PRESENT;

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

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

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

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

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

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

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

(a) The purpose or purposes described in subsection (3) of this section for which the applicant is requesting the disbursement;

(b) The amount of disbursed money requested based on an itemized estimate of the expected cost of the purpose or purposes for which the applicant is requesting the disbursement and taking into account the requirement of matching money, if applicable, pursuant to subsection (6) of this section;

(c) Evidence of the availability of and commitment of the applicant to use financial resources to match the amount of the disbursement;

(d) The applicant’s commitment to provide information to the department as required for the annual report described in subsection (6) of this section;

(e) If the local education provider is a charter school that is authorized pursuant to part 1 of article 30.5 of title 22, located within a school district facility, and participating in the school district’s safety and security services, information demonstrating that the charter school has collaborated with the school district in preparing and submitting the application; and
(f) Any additional information, as specified by rule of the executive director, that is necessary for the department to evaluate the likely effectiveness of the applicant’s use of the disbursed money in improving security in public school facilities or vehicles.

(5) The department shall review each application received pursuant to subsection (4) of this section and, subject to available appropriations, shall disburse money to the applicant if the department determines that the application meets the requirements specified in subsection (4) of this section and the purpose or purposes for which the applicant intends to use the disbursed money are likely to improve security in public school facilities or vehicles. The department shall give priority to applicants that commit to providing financial resources to match the amount of the disbursement. The department shall determine the disbursement amount taking into account the amount identified in the application.

(6) (a) On or before August 1, 2023, and on or before August 1 each year thereafter, each local education provider that received a disbursement in the preceding school year shall submit a report to the department specifying the amount received; the source and amount of matching money provided, if applicable; and the purpose or purposes for which the local education provider used the disbursed money, including an itemized accounting of how the money was expended.

(b) Beginning with the annual presentation in 2024 provided by the department to the committees of reference.
PURSUANT TO SECTION 2-7-203, THE DEPARTMENT SHALL INCLUDE IN THE
ANNUAL PRESENTATION A SUMMARY OF THE REPORTS RECEIVED
PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION. BEGINNING IN
JANUARY 2024, AND EVERY JANUARY THEREAFTER, THE DEPARTMENT
SHALL SUBMIT A SUMMARY OF THE REPORTS RECEIVED PURSUANT TO
SUBSECTION (6)(a) OF THIS SECTION TO THE EDUCATION COMMITTEES OF
THE SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR
COMMITTEES.

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

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

SECTION 2. In Colorado Revised Statutes, 24-33.5-1807,
RECREATE AND REENACT, WITH AMENDMENTS, (6) AS FOLLOWS:

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

(6) (a) THERE IS HEREBY CREATED IN THE FUND THE SCHOOL SECURITY
DISBURSEMENT PROGRAM ACCOUNT, REFERRED TO IN THIS SUBSECTION (6)
AS THE "ACCOUNT". FOR EACH STATE FISCAL YEAR FROM STATE FISCAL
YEAR 2022-23 THROUGH STATE FISCAL YEAR 2031-32, THE STATE
TREASURER SHALL CREDIT TO THE ACCOUNT THE AMOUNT SPECIFIED IN
SUBSECTION (6)(b) OF THIS SECTION FROM THE AMOUNT APPROPRIATED TO
THE FUND FOR THE APPLICABLE FISCAL YEAR. THE MONEY CREDITED TO
THE ACCOUNT IS CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT TO
IMPLEMENT THE SCHOOL SECURITY DISBURSEMENT PROGRAM CREATED IN
SECTION 24-33.5-1810. THE DEPARTMENT MAY EXPEND UP TO ONE
PERCENT OF THE AMOUNT CREDITED TO THE ACCOUNT IN EACH FISCAL
YEAR FOR THE ADMINISTRATIVE EXPENSES INCURRED IN IMPLEMENTING
THE SCHOOL SECURITY DISBURSEMENT PROGRAM.

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

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

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

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