

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. 22-0650.01 Nicole Myers x4326

HOUSE BILL 22-1120

HOUSE SPONSORSHIP

Van Winkle and Neville,

SENATE SPONSORSHIP

(None),

House Committees

Education
Appropriations

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 Pursuant to the provisions of Senate Bill 18-269, the program was repealed on July 1, 2021.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) "ELIGIBLE ENTITY" MEANS A LOCAL EDUCATION PROVIDER OR
2 AN ELIGIBLE NONPROFIT ORGANIZATION.

3 (c) "ELIGIBLE NONPROFIT ORGANIZATION" MEANS A NONPROFIT
4 ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER SECTION 501
5 (c)(3) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS
6 AMENDED, THAT APPLIES TO WORK WITH SPECIFIC LOCAL EDUCATION
7 PROVIDERS OR FIRST RESPONDERS, AND THAT:

8 (I) HAS EXPERIENCE PROVIDING TRAINING FOR SCHOOL SAFETY
9 INCIDENT RESPONSE;

10 (II) HAS EXPERIENCE WORKING WITH LAW ENFORCEMENT
11 AGENCIES AND OTHER FIRST RESPONDERS;

12 (III) HAS EXPERIENCE WORKING WITH SCHOOL DISTRICTS, SCHOOL
13 PERSONNEL, AND STUDENTS ON ISSUES RELATED TO SCHOOL SAFETY
14 INCIDENT RESPONSE; AND

15 (IV) IDENTIFIES IN ITS APPLICATION LOCAL EDUCATION PROVIDERS
16 OR FIRST RESPONDERS THAT WILL PARTICIPATE IN SCHOOL SAFETY
17 INCIDENT RESPONSE TRAINING OR PROGRAMS.

18 (d) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A
19 CHARTER SCHOOL THAT IS AUTHORIZED PURSUANT TO PART 1 OF ARTICLE
20 30.5 OF TITLE 22, AN INSTITUTE CHARTER SCHOOL THAT IS AUTHORIZED
21 PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, OR A BOARD OF
22 COOPERATIVE SERVICES AS DEFINED IN SECTION 22-5-103.

23 (2) (a) THERE IS CREATED IN THE DEPARTMENT THE SCHOOL
24 SECURITY DISBURSEMENT PROGRAM TO PROVIDE DISBURSEMENTS TO
25 ELIGIBLE ENTITIES TO USE FOR THE PURPOSES DESCRIBED IN SUBSECTION
26 (3) OF THIS SECTION TO IMPROVE SECURITY WITHIN PUBLIC SCHOOLS.

27 (b) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT

1 SHALL DISBURSE MONEY TO APPLICANTS AS PROVIDED IN SUBSECTION (5)
2 OF THIS SECTION FROM MONEY CREDITED TO THE SCHOOL SECURITY
3 DISBURSEMENT CASH FUND, CREATED IN SECTION 24-33.5-1811. IT IS THE
4 INTENT OF THE GENERAL ASSEMBLY THAT THE DEPARTMENT DISTRIBUTE
5 THE MONEY CREDITED TO THE SCHOOL SECURITY DISBURSEMENT CASH
6 FUND AS QUICKLY AS PRACTICABLE BASED ON THE RECEIPT OF QUALIFYING
7 APPLICATIONS.

8 (3) AN ELIGIBLE ENTITY THAT RECEIVES A DISBURSEMENT FROM
9 THE DISBURSEMENT PROGRAM MAY USE THE DISBURSED MONEY ONLY FOR
10 THE FOLLOWING PURPOSES:

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

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

23 [REDACTED]
24 (II) CAN BE USED TO EXPEDITE COMMUNICATION WHEN A THREAT
25 IS PRESENT; [REDACTED]

26 [REDACTED]
27 (b) TRAINING IN STUDENT THREAT ASSESSMENT FOR ALL SCHOOL

1 BUILDING STAFF WHO HAVE CONTACT WITH STUDENTS, WHICH MUST
2 INCLUDE BEST PRACTICES FOR CONDUCTING THREAT ASSESSMENTS, SUCH
3 AS INSTRUCTION ON HOW TO PREVENT BIAS WHEN CONDUCTING A THREAT
4 ASSESSMENT;

5 (c) IN COLLABORATION WITH LOCAL LAW ENFORCEMENT
6 AGENCIES, PROVIDING THE TRAINING FOR PEACE OFFICERS ON
7 INTERACTIONS WITH STUDENTS AT SCHOOL;

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

10 (e) PROGRAMS TO HELP STUDENTS BECOME MORE RESILIENT IN
11 MEETING THE DAILY CHALLENGES THEY FACE WITHOUT RESORTING TO
12 VIOLENCE AGAINST THEMSELVES OR OTHERS, INCLUDING ADDRESSING THE
13 FUNDAMENTAL CAUSES OF VIOLENCE AND AGGRESSION AND HELPING
14 STUDENTS BECOME RESPONSIBLE MEMBERS OF THEIR SCHOOLS,
15 NEIGHBORHOODS, COMMUNITIES, AND FAMILIES;

16 (f) DEVELOPING AND PROVIDING TRAINING PROGRAMS,
17 CURRICULUMS, AND SEMINARS RELATED TO SCHOOL SAFETY INCIDENT
18 RESPONSE; AND

19 (g) DEVELOPING BEST PRACTICES AND PROTOCOLS RELATED TO
20 SCHOOL SAFETY INCIDENT RESPONSE.

21 (4) AN ELIGIBLE ENTITY, INCLUDING ANY COMBINATION OF
22 ELIGIBLE ENTITIES THAT WISH TO APPLY TOGETHER AS A SINGLE, REGIONAL
23 APPLICANT, MAY APPLY FOR A DISBURSEMENT FROM THE DISBURSEMENT
24 PROGRAM BY SUBMITTING AN APPLICATION TO THE DEPARTMENT THAT
25 INCLUDES THE FOLLOWING INFORMATION:

26 (a) THE PURPOSE OR PURPOSES DESCRIBED IN SUBSECTION (3) OF
27 THIS SECTION FOR WHICH THE APPLICANT IS REQUESTING THE

1 DISBURSEMENT;

2 (b) THE AMOUNT OF DISBURSED MONEY REQUESTED BASED ON AN
3 ITEMIZED ESTIMATE OF THE EXPECTED COST OF THE PURPOSE OR PURPOSES
4 FOR WHICH THE APPLICANT IS REQUESTING THE DISBURSEMENT AND
5 TAKING INTO ACCOUNT ANY MATCHING MONEY, IF APPLICABLE, PURSUANT
6 TO SUBSECTION (5) OF THIS SECTION;

7 (c) EVIDENCE OF THE AVAILABILITY OF AND COMMITMENT OF THE
8 APPLICANT TO USE FINANCIAL RESOURCES TO MATCH THE AMOUNT OF THE
9 DISBURSEMENT;

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

13 (e) IF THE ELIGIBLE ENTITY IS A CHARTER SCHOOL THAT IS
14 AUTHORIZED PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22, LOCATED
15 WITHIN A SCHOOL DISTRICT FACILITY, AND PARTICIPATING IN THE SCHOOL
16 DISTRICT'S SAFETY AND SECURITY SERVICES, INFORMATION
17 DEMONSTRATING THAT THE CHARTER SCHOOL HAS COLLABORATED WITH
18 THE SCHOOL DISTRICT IN PREPARING AND SUBMITTING THE APPLICATION;
19 AND

20 (f) ANY ADDITIONAL INFORMATION, AS SPECIFIED BY RULE OF THE
21 EXECUTIVE DIRECTOR, THAT IS NECESSARY FOR THE DEPARTMENT TO
22 EVALUATE THE LIKELY EFFECTIVENESS OF THE APPLICANT'S USE OF THE
23 DISBURSED MONEY IN IMPROVING SECURITY IN PUBLIC SCHOOL FACILITIES
24 OR VEHICLES.

25 (5) THE DEPARTMENT SHALL REVIEW EACH APPLICATION RECEIVED
26 PURSUANT TO SUBSECTION (4) OF THIS SECTION. SUBJECT TO AVAILABLE
27 APPROPRIATIONS, THE DEPARTMENT SHALL DISBURSE MONEY TO THE

1 APPLICANT IF THE DEPARTMENT DETERMINES THAT THE APPLICATION
2 MEETS THE REQUIREMENTS SPECIFIED IN SUBSECTION (4) OF THIS SECTION
3 AND THE PURPOSE OR PURPOSES FOR WHICH THE APPLICANT INTENDS TO
4 USE THE DISBURSED MONEY ARE LIKELY TO IMPROVE SECURITY IN PUBLIC
5 SCHOOL FACILITIES OR VEHICLES AND ARE NOT LIKELY TO EXACERBATE
6 IDENTIFIED STUDENT DISCIPLINARY DISPARITIES. THE DEPARTMENT SHALL
7 GIVE PRIORITY TO APPLICANTS THAT COMMIT TO PROVIDING FINANCIAL
8 RESOURCES TO MATCH THE AMOUNT OF THE DISBURSEMENT. THE
9 DEPARTMENT SHALL DETERMINE THE DISBURSEMENT AMOUNT TAKING
10 INTO ACCOUNT THE AMOUNT IDENTIFIED IN THE APPLICATION.

11 (6) (a) ON OR BEFORE AUGUST 1, 2023, AND ON OR BEFORE
12 AUGUST 1 EACH YEAR THEREAFTER, EACH ELIGIBLE ENTITY THAT
13 RECEIVED A DISBURSEMENT IN THE PRECEDING SCHOOL YEAR SHALL
14 SUBMIT A REPORT TO THE DEPARTMENT SPECIFYING THE AMOUNT
15 RECEIVED; THE SOURCE AND AMOUNT OF MATCHING MONEY PROVIDED, IF
16 APPLICABLE; AND THE PURPOSE OR PURPOSES FOR WHICH THE ELIGIBLE
17 ENTITY USED THE DISBURSED MONEY, INCLUDING AN ITEMIZED
18 ACCOUNTING OF HOW THE MONEY WAS EXPENDED.

19 (b) BEGINNING WITH THE ANNUAL PRESENTATION IN 2024
20 PROVIDED BY THE DEPARTMENT TO THE COMMITTEES OF REFERENCE
21 PURSUANT TO SECTION 2-7-203, THE DEPARTMENT SHALL INCLUDE IN THE
22 ANNUAL PRESENTATION A SUMMARY OF THE REPORTS RECEIVED
23 PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION. NOTWITHSTANDING
24 SECTION 24-1-136 (11)(a)(I), BEGINNING IN JANUARY 2024, AND EVERY
25 JANUARY THEREAFTER, THE DEPARTMENT SHALL SUBMIT A SUMMARY OF
26 THE REPORTS RECEIVED PURSUANT TO SUBSECTION (6)(a) OF THIS SECTION
27 TO THE EDUCATION COMMITTEES OF THE SENATE AND THE HOUSE OF

1 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES.

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

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

10 **SECTION 2. Effective date.** This act takes effect upon
11 passage; except that section 24-33.5-1810 (2)(b), Colorado Revised
12 Statutes, as enacted in section 1 of this act, takes effect only if House Bill
13 22-1243 becomes law and takes effect on the effective date of this act or
14 House Bill 22-1243, whichever is later.

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