

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0491.01 Michael Dohr x4347

SENATE BILL 24-113

SENATE SPONSORSHIP

Coleman and Exum,

HOUSE SPONSORSHIP

(None),

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING MEASURES TO MAKE YOUTH SPORTS SAFER.

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 requires each public and private middle school, junior high school, and high school (school) and organization that operates a youth athletic activity to have each coach of a youth athletic activity complete an abuse prevention training program.

The bill requires the office of school safety (office) to develop a code of conduct for coaches, parents, spectators, and athletes, and requires coaches to comply with the code. A person may report a violation of the code by a coach to the office, and the office will forward

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

the report to the appropriate school or organization. If a violation is established, the school or organization must forward the found violation to the office and the office shall determine whether the violator received adequate due process. If the office makes that determination, the office must include the found violation on the statewide list of found violations on its website.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-2702, **add**
3 (5), (6), and (7) as follows:

4 **24-33.5-2702. Office of school safety - created - duties - grants**
5 **manager - crisis response unit - abuse prevention training program**
6 **- rules - definitions.** (5) (a) EACH PUBLIC AND PRIVATE MIDDLE SCHOOL,
7 JUNIOR HIGH SCHOOL, AND HIGH SCHOOL SHALL REQUIRE EACH COACH OF
8 A YOUTH ATHLETIC ACTIVITY THAT INVOLVES INTERSCHOLASTIC PLAY TO
9 COMPLETE AN ABUSE PREVENTION TRAINING PROGRAM PRIOR TO
10 BEGINNING A COACHING POSITION. A PUBLIC OR PRIVATE MIDDLE SCHOOL,
11 JUNIOR HIGH SCHOOL, OR HIGH SCHOOL MAY REQUIRE EACH COACH TO
12 TAKE AN UPDATED ABUSE PREVENTION TRAINING PROGRAM COURSE ON A
13 SCHEDULE DETERMINED BY THE PUBLIC OR PRIVATE MIDDLE SCHOOL,
14 JUNIOR HIGH SCHOOL, OR HIGH SCHOOL.

15 (b) (I) THE ABUSE PREVENTION TRAINING PROGRAM REQUIRED BY
16 SUBSECTION (5)(a) OF THIS SECTION MUST INCLUDE INFORMATION AND
17 TRAINING ON THE FOLLOWING:

18 (A) PROHIBITED CONDUCT BY COACHES;

19 (B) APPROPRIATE ONE-ON-ONE INTERACTIONS BETWEEN PLAYERS
20 AND COACHES;

21 (C) MANDATORY REPORTING REQUIREMENTS;

22 (D) HOW TO RECOGNIZE AND APPROPRIATELY RESPOND TO AND

1 PREVENT BEHAVIORS THAT VIOLATE THE PROHIBITED CONDUCT POLICY
2 DEVELOPED PURSUANT TO SUBSECTION (6) OF THIS SECTION; AND

3 (E) HOW TO RESPOND TO DISCLOSURES OF SEXUAL ABUSE, CHILD
4 ABUSE, OR REPORTS OF BEHAVIORS VIOLATING THE PROHIBITED CONDUCT
5 POLICY DEVELOPED PURSUANT TO SUBSECTION (6) OF THIS SECTION IN A
6 SUPPORTIVE AND APPROPRIATE MANNER THAT MEETS THE MANDATED
7 REPORTING REQUIREMENTS UNDER COLORADO STATUTES.

8 (II) A SCHOOL, SCHOOL DISTRICT, OR THE OFFICE MAY DESIGNATE
9 SPECIFIC EDUCATION COURSES THAT MEET THE REQUIREMENTS OF THIS
10 SUBSECTION (5). THE OFFICE SHALL IDENTIFY SPECIFIC EDUCATION
11 COURSES THAT MEET THE REQUIREMENTS OF THIS SUBSECTION (5) THAT
12 ARE OFFERED WITHOUT CHARGE OR CAN BE TAKEN ONLINE.

13 (c) (I) UPON SUCCESSFUL COMPLETION OF THE ABUSE PREVENTION
14 TRAINING PROGRAM COURSE, A COACH SHALL SUBMIT EVIDENCE OF
15 COMPLETION TO THE PUBLIC OR PRIVATE MIDDLE SCHOOL, JUNIOR HIGH
16 SCHOOL, OR HIGH SCHOOL THAT EMPLOYS THE COACH.

17 (II) EACH SCHOOL DISTRICT, CHARTER SCHOOL, OR PRIVATE
18 SCHOOL SHALL MAINTAIN RECORDS OF THE COMPLETION EVIDENCE
19 SUBMITTED PURSUANT TO SUBSECTION (5)(c)(I) OF THIS SECTION.

20 (6) (a) (I) THE OFFICE SHALL DEVELOP A PROHIBITED CONDUCT
21 POLICY RELATING TO YOUTH ATHLETIC ACTIVITIES.

22 (II) THE PROHIBITED CONDUCT POLICY MUST INCLUDE THE
23 FOLLOWING:

24 (A) A LIST OF PROHIBITED CONDUCT BY PARENTS, SPECTATORS,
25 COACHES, AND ATHLETES;

26 (B) A CODE OF CONDUCT FOR PARENTS, SPECTATORS, COACHES,
27 AND ATHLETES TO FOLLOW;

1 (C) A SYSTEM FOR REPORTING VIOLATIONS OF THE PROHIBITED
2 CONDUCT OR CODE OF CONDUCT TO THE OFFICE;

3 (D) A PROCESS FOR INVESTIGATIONS, DUE PROCESS
4 REQUIREMENTS, AND SANCTIONS FOR ESTABLISHED VIOLATIONS OF THE
5 PROHIBITED CONDUCT OR CODE OF CONDUCT; AND

6 (E) A PROCESS FOR ONLINE PUBLICATION OF THE STATEWIDE LIST
7 OF FOUND VIOLATIONS DEVELOPED PURSUANT TO SUBSECTION (6)(d) OF
8 THIS SECTION.

9 (b) EACH PUBLIC OR PRIVATE MIDDLE SCHOOL, JUNIOR HIGH
10 SCHOOL, OR HIGH SCHOOL SHALL REQUIRE EACH COACH OF A YOUTH
11 ATHLETIC ACTIVITY THAT INVOLVES INTERSCHOLASTIC PLAY TO COMPLY
12 WITH THE PROHIBITED CONDUCT POLICY DEVELOPED PURSUANT TO
13 SUBSECTION (6)(a) OF THIS SECTION.

14 (c)(I) THE OFFICE SHALL CREATE A STATEWIDE ONLINE REPORTING
15 PORTAL FOR REPORTING VIOLATIONS OF PROHIBITED CONDUCT OR THE
16 CODE OF CONDUCT, AS DESCRIBED IN SUBSECTION (6)(a)(II)(A) OR
17 (6)(a)(II)(B) OF THIS SECTION, BY COACHES DESCRIBED IN SUBSECTION
18 (6)(b) OF THIS SECTION.

19 (II) ON RECEIPT OF A REPORTED VIOLATION TO THE REPORTING
20 PORTAL, AS DESCRIBED IN SUBSECTION (6)(c)(I) OF THIS SECTION, THE
21 OFFICE SHALL FORWARD THE REPORT TO THE PUBLIC OR PRIVATE MIDDLE
22 SCHOOL, JUNIOR HIGH SCHOOL, OR HIGH SCHOOL FOR INVESTIGATION.

23 (III) IF, AFTER INVESTIGATION, THE PUBLIC OR PRIVATE MIDDLE
24 SCHOOL, JUNIOR HIGH SCHOOL, OR HIGH SCHOOL DETERMINES THERE WAS
25 A VIOLATION PURSUANT TO THIS SUBSECTION (6)(c), THE PUBLIC OR
26 PRIVATE MIDDLE SCHOOL, JUNIOR HIGH SCHOOL, OR HIGH SCHOOL SHALL
27 TRANSMIT A NOTICE OF A FOUND VIOLATION AND THE RECORD IN SUPPORT

1 OF THE DETERMINATION TO THE OFFICE.

2 (IV) UPON RECEIPT OF A NOTICE OF A FOUND VIOLATION
3 PURSUANT TO SUBSECTION (6)(c)(III) OF THIS SECTION, THE OFFICE SHALL
4 REVIEW THE DETERMINATION AND RECORD, AND, IF THE OFFICE
5 DETERMINES THAT THE VIOLATOR RECEIVED ADEQUATE DUE PROCESS
6 DURING THE INVESTIGATION AND DETERMINATION, THE OFFICE SHALL
7 INCLUDE THE FOUND VIOLATION ON THE STATEWIDE LIST OF FOUND
8 VIOLATIONS PURSUANT TO SUBSECTION (6)(d) OF THIS SECTION.

9 (d) THE OFFICE SHALL POST IN A CONSPICUOUS PLACE ON ITS
10 WEBSITE A LINK TO A STATEWIDE LIST OF FOUND VIOLATIONS VERIFIED BY
11 THE OFFICE PURSUANT TO SUBSECTION (6)(c)(IV) OF THIS SECTION. THE
12 LIST MUST BE SEARCHABLE BY NAME OF VIOLATOR, DATE OF VIOLATION,
13 AND ATHLETIC LEAGUE.

14 (e) THE OFFICE SHALL PROMULGATE RULES TO IMPLEMENT THIS
15 SUBSECTION (6).

16 (7) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
17 REQUIRES:

18 (a) "ABUSE" MEANS PHYSICAL OR MENTAL INJURY, SEXUAL ABUSE
19 OR EXPLOITATION, OR NEGLIGENT TREATMENT OF A CHILD.

20 (b) "YOUTH ATHLETIC ACTIVITY" MEANS AN ORGANIZED ATHLETIC
21 ACTIVITY SPONSORED BY A PUBLIC OR PRIVATE SCHOOL, COMMUNITY,
22 BUSINESS, OR NONPROFIT ORGANIZATION, OR AN ATHLETIC EVENT THAT IS
23 AN AMATEUR EVENT AND INCLUDES COMPETITION AGAINST ANOTHER
24 TEAM, CLUB, OR ENTITY OR IN PRACTICE OR PREPARATION FOR AN
25 ORGANIZED GAME OR COMPETITION AGAINST ANOTHER TEAM, CLUB, OR
26 ENTITY. "YOUTH ATHLETIC ACTIVITY" DOES NOT INCLUDE COLLEGE OR
27 UNIVERSITY ACTIVITIES. "YOUTH ATHLETIC ACTIVITY" DOES NOT INCLUDE

1 AN ACTIVITY THAT IS ENTERED INTO FOR INSTRUCTIONAL PURPOSES ONLY,
2 AN ATHLETIC ACTIVITY THAT IS INCIDENTAL TO A NONATHLETIC PROGRAM,
3 OR A LESSON.

4 **SECTION 2.** In Colorado Revised Statutes, **add** article 8 to title
5 19 as follows:

6 **ARTICLE 8**

7 **Organized Youth Athletic Activities**

8 **19-8-101. Organized youth athletic activities - abuse**
9 **prevention training - definitions.** (1) (a) EACH PRIVATE CLUB, PUBLIC
10 RECREATION FACILITY, AND ATHLETIC LEAGUE THAT SPONSORS A YOUTH
11 ATHLETIC ACTIVITY SHALL REQUIRE EACH COACH FOR A YOUTH ATHLETIC
12 ACTIVITY TO COMPLETE AN ABUSE PREVENTION TRAINING PROGRAM AS
13 DESCRIBED IN SECTION 24-33.5-2702 (5)(b). A PRIVATE CLUB, PUBLIC
14 RECREATION FACILITY, OR ATHLETIC LEAGUE MAY REQUIRE EACH COACH
15 TO TAKE AN UPDATED ABUSE PREVENTION TRAINING PROGRAM COURSE ON
16 A SCHEDULE DETERMINED BY THE PRIVATE CLUB, PUBLIC RECREATION
17 FACILITY, OR ATHLETIC LEAGUE.

18 (b) A PRIVATE CLUB, PUBLIC RECREATION FACILITY, OR ATHLETIC
19 LEAGUE MAY DESIGNATE SPECIFIC EDUCATION COURSES THAT MEET THE
20 REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION.

21 (c) UPON SUCCESSFUL COMPLETION OF THE ABUSE PREVENTION
22 TRAINING PROGRAM COURSE, A COACH SHALL SUBMIT EVIDENCE OF
23 COMPLETION TO THE COACH'S PRIVATE CLUB, PUBLIC RECREATION
24 FACILITY, OR ATHLETIC LEAGUE.

25 (d) EACH PRIVATE CLUB, PUBLIC RECREATION FACILITY, OR
26 ATHLETIC LEAGUE SHALL MAINTAIN RECORDS OF THE COMPLETION
27 EVIDENCE SUBMITTED PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION.

1 (2) (a) EACH PRIVATE CLUB, PUBLIC RECREATION FACILITY, OR
2 ATHLETIC LEAGUE THAT SPONSORS YOUTH ATHLETIC ACTIVITIES SHALL
3 REQUIRE EACH OF ITS COACHES TO COMPLY WITH THE PROHIBITED
4 CONDUCT POLICY DEVELOPED PURSUANT TO SECTION 24-33.5-2702 (6).

5 (b) (I) IF THE OFFICE OF SCHOOL SAFETY CREATED IN SECTION
6 24-33.5-2702 RECEIVES A REPORT OF A VIOLATION BY A COACH DESCRIBED
7 IN SUBSECTION (2)(a) OF THIS SECTION OF THE PROHIBITED CONDUCT
8 POLICY DEVELOPED PURSUANT TO SECTION 24-33.5-2702 (6) THAT
9 INVOLVES A PRIVATE CLUB, PUBLIC RECREATION FACILITY, OR ATHLETIC
10 LEAGUE, THE OFFICE OF SCHOOL SAFETY SHALL FORWARD THE REPORT TO
11 THE PRIVATE CLUB, PUBLIC RECREATION FACILITY, OR ATHLETIC LEAGUE
12 FOR INVESTIGATION.

13 (II) IF, AFTER INVESTIGATION, THE PRIVATE CLUB, PUBLIC
14 RECREATION FACILITY, OR ATHLETIC LEAGUE DETERMINES THERE WAS A
15 VIOLATION PURSUANT TO THIS SUBSECTION (2), THE PRIVATE CLUB, PUBLIC
16 RECREATION FACILITY, OR ATHLETIC LEAGUE SHALL TRANSMIT A NOTICE
17 OF A FOUND VIOLATION AND THE RECORD IN SUPPORT OF THE
18 DETERMINATION TO THE OFFICE OF SCHOOL SAFETY.

19 (III) UPON RECEIPT OF A NOTICE OF A FOUND VIOLATION PURSUANT
20 TO SUBSECTION (2)(b)(II) OF THIS SECTION, THE OFFICE OF SCHOOL SAFETY
21 SHALL REVIEW THE DETERMINATION AND RECORD, AND, IF THE OFFICE OF
22 SCHOOL SAFETY DETERMINES THAT THE VIOLATOR RECEIVED ADEQUATE
23 DUE PROCESS DURING THE INVESTIGATION AND DETERMINATION, THE
24 OFFICE OF SCHOOL SAFETY SHALL INCLUDE THE FOUND VIOLATION ON THE
25 STATEWIDE LIST OF FOUND VIOLATIONS PURSUANT TO SECTION
26 24-33.5-2702 (6)(d).

27 (3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE

1 REQUIRES:

2 (a) "ABUSE" MEANS PHYSICAL OR MENTAL INJURY, SEXUAL ABUSE
3 OR EXPLOITATION, OR NEGLIGENT TREATMENT OF A CHILD.

4 (b) "YOUTH ATHLETIC ACTIVITY" MEANS AN ORGANIZED ATHLETIC
5 ACTIVITY SPONSORED BY A PUBLIC OR PRIVATE SCHOOL, COMMUNITY,
6 BUSINESS, OR NONPROFIT ORGANIZATION, OR AN ATHLETIC EVENT THAT IS
7 AN AMATEUR EVENT AND INCLUDES COMPETITION AGAINST ANOTHER
8 TEAM, CLUB, OR ENTITY OR IN PRACTICE OR PREPARATION FOR AN
9 ORGANIZED GAME OR COMPETITION AGAINST ANOTHER TEAM, CLUB, OR
10 ENTITY. "YOUTH ATHLETIC ACTIVITY" DOES NOT INCLUDE COLLEGE OR
11 UNIVERSITY ACTIVITIES. "YOUTH ATHLETIC ACTIVITY" DOES NOT INCLUDE
12 AN ACTIVITY THAT IS ENTERED INTO FOR INSTRUCTIONAL PURPOSES ONLY,
13 AN ATHLETIC ACTIVITY THAT IS INCIDENTAL TO A NONATHLETIC PROGRAM,
14 OR A LESSON.

15 **SECTION 3. Act subject to petition - effective date.** This act
16 takes effect at 12:01 a.m. on the day following the expiration of the
17 ninety-day period after final adjournment of the general assembly; except
18 that, if a referendum petition is filed pursuant to section 1 (3) of article V
19 of the state constitution against this act or an item, section, or part of this
20 act within such period, then the act, item, section, or part will not take
21 effect unless approved by the people at the general election to be held in
22 November 2024 and, in such case, will take effect on the date of the
23 official declaration of the vote thereon by the governor.