

Second Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 08-0483.01 Richard Sweetman

SENATE BILL 08-001

SENATE SPONSORSHIP

Morse,

HOUSE SPONSORSHIP

Stephens,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING CREATION OF A SCHOOL SAFETY RESOURCE CENTER
102 WITHIN THE DEPARTMENT OF PUBLIC SAFETY, AND MAKING AN
103 APPROPRIATION THEREFOR.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Creates in the department of public safety ("department") the school safety resource center ("center") to assist schools in preventing, preparing for, responding to, and recovering from emergencies and crisis situations. Sets forth the duties of the center. Authorizes the center to employ staff and contract for services.

Creates in the department the school safety resource center

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

advisory board ("advisory board") to recommend the policies of the center. Describes the members of the advisory board, including the appointing authority of each member. Repeals the advisory board following sunset review in 2017.

Requires the director of the center to report to the executive director of the department concerning the efficacy and value of the services provided by the center to schools. Requires the executive director of the department to report to the education and judiciary committees of the house of representatives and senate concerning the efficacy and value of the services provided by the center to schools.

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

2 **SECTION 1.** Article 33.5 of title 24, Colorado Revised Statutes,
3 is amended BY THE ADDITION OF A NEW PART to read:

4 **PART 18**

5 **SCHOOL SAFETY RESOURCE CENTER**

6 **24-33.5-1801. Legislative declaration.** (1) THE GENERAL
7 ASSEMBLY HEREBY FINDS THAT:

8 (a) A SAFE AND HEALTHY LEARNING ENVIRONMENT FOR ALL
9 STUDENTS IN COLORADO IS AN IMPORTANT PRIORITY FOR THE STATE;

10 (b) RESEARCH INTO EVIDENCE-BASED PRACTICES CONTINUES TO
11 DEMONSTRATE THAT ACADEMIC ACHIEVEMENT IMPROVES AS THE LEVEL
12 OF SAFETY AND SECURITY IN A SCHOOL INCREASES;

13 (c) STUDIES OF RECENT SCHOOL ATTACKS HAVE ESTABLISHED
14 THAT SCHOOL VIOLENCE MAY BE PREVENTED WITH APPROPRIATE
15 INFORMATION SHARING;

16 (d) SUICIDE, WHICH REMAINS ONE OF THE LEADING CAUSES OF
17 DEATH FOR COLORADO'S YOUTH, MAY ALSO BE PREVENTED WITH
18 APPROPRIATE INTERVENTION;

19 (e) BOTH THE PHYSICAL AND PSYCHOLOGICAL WELL-BEING OF
20 STUDENTS AND SCHOOL PERSONNEL IS CRITICALLY IMPORTANT; AND

1 (f) IMPROVING STUDENT ENGAGEMENT, INCLUDING REDUCING
2 DROPOUT RATES AND TRUANCY LEVELS, IS AN IMPORTANT FACTOR FOR
3 ENSURING THAT SCHOOLS ARE SAFE AND SUCCESSFUL.

4 (2) THE GENERAL ASSEMBLY FURTHER FINDS THAT:

5 (a) THE MOST APPROPRIATE WAY TO PREVENT AND PREPARE FOR
6 ACTS OF VIOLENCE AND OTHER EMERGENCIES THAT MAY OCCUR ON
7 SCHOOL CAMPUSES IS TO FOSTER A COOPERATIVE EFFORT BY SCHOOLS,
8 LAW ENFORCEMENT AGENCIES, EMERGENCY RESPONDERS, BEHAVIORAL
9 HEALTH EXPERTS, PARENTS, AND COMMUNITY MEMBERS TO IDENTIFY,
10 GATHER, AND APPLY THE NECESSARY RESOURCES; AND

11 (b) EMERGENCY RESPONSE AND CRISIS MANAGEMENT MEASURES
12 SHOULD BE IMPLEMENTED IN ALL COMMUNITIES WITHIN THE STATE TO
13 PROTECT STUDENTS AND SCHOOL PERSONNEL.

14 (3) NOW, THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT:

15 (a) SAFE SCHOOLS ARE A MATTER OF STATEWIDE CONCERN;

16 (b) ALL SCHOOLS HAVE COMMON NEEDS AND GOALS TO ENSURE A
17 SAFE ENVIRONMENT;

18 (c) RESOURCES ARE NEEDED TO FULLY DEVELOP SAFETY PLANS
19 AND PRACTICES IN COLORADO'S SCHOOLS, COLLEGES, AND UNIVERSITIES;
20 AND

21 (d) A SCHOOL SAFETY RESOURCE CENTER DEDICATED TO
22 PROVIDING EVIDENCE-BASED PRACTICES AND EXPERTISE TO ALL SCHOOLS
23 IS A COST-EFFECTIVE MEANS TO IMPROVE SCHOOL SAFETY.

24 **24-33.5-1802. Definitions.** AS USED IN THIS PART 18, UNLESS THE
25 CONTEXT OTHERWISE REQUIRES:

26 (1) "ADVISORY BOARD" MEANS THE SCHOOL SAFETY RESOURCE
27 CENTER ADVISORY BOARD CREATED IN THE DEPARTMENT PURSUANT TO

1 SECTION 24-33.5-1804.

2 (2) "CENTER" MEANS THE SCHOOL SAFETY RESOURCE CENTER
3 CREATED IN THE DEPARTMENT PURSUANT TO SECTION 24-33.5-1803.

4 (3) "DIRECTOR" MEANS THE DIRECTOR OF THE CENTER.

5 (4) "SCHOOL" MEANS AN INSTITUTION AT WHICH INSTRUCTION IS
6 PROVIDED BY INSTRUCTORS TO STUDENTS IN ONE OR MORE BUILDINGS ON
7 A CAMPUS. "SCHOOL" INCLUDES A PUBLIC SCHOOL SERVING ANY OF
8 GRADES PRESCHOOL THROUGH TWELVE AND A PUBLIC INSTITUTION OF
9 HIGHER EDUCATION.

10 **24-33.5-1803. School safety resource center - created - duties.**

11 (1) THERE IS HEREBY CREATED WITHIN THE DEPARTMENT THE SCHOOL
12 SAFETY RESOURCE CENTER TO ASSIST SCHOOLS IN PREVENTING,
13 PREPARING FOR, RESPONDING TO, AND RECOVERING FROM EMERGENCIES
14 AND CRISIS SITUATIONS. THE DIRECTOR OF THE CENTER SHALL BE
15 APPOINTED BY THE EXECUTIVE DIRECTOR PURSUANT TO SECTION 13 OF
16 ARTICLE XII OF THE STATE CONSTITUTION.

17 (2) THE CENTER AND THE DIRECTOR SHALL EXERCISE THEIR
18 POWERS AND PERFORM THEIR DUTIES AND FUNCTIONS UNDER THE
19 DEPARTMENT AND THE EXECUTIVE DIRECTOR AS IF THE SAME WERE
20 TRANSFERRED TO THE DEPARTMENT BY A **TYPE 2** TRANSFER, AS SUCH
21 TRANSFER IS DEFINED IN THE "ADMINISTRATIVE ORGANIZATION ACT OF
22 1968", ARTICLE 1 OF THIS TITLE.

23 (3) THE CENTER HAS THE FOLLOWING DUTIES:

24 (a) TO ASSIST SCHOOLS IN DEVELOPING AND IMPLEMENTING
25 SAFETY AND PREPAREDNESS PLANS, INCLUDING BUT NOT LIMITED TO ANY
26 SUCH PLANS THAT ARE REQUIRED BY STATE LAW OR APPLICABLE RULES OF
27 ACCREDITATION;

1 (b) TO ASSIST SCHOOLS IN ESTABLISHING PRACTICES AND
2 STRATEGIES FOR USE IN RESPONDING TO AN EMERGENCY OR CRISIS
3 SITUATION;

4 (c) TO ASSIST SCHOOLS IN DEVELOPING AND ESTABLISHING
5 PREVENTION AND INTERVENTION EFFORTS TO ENSURE SAFE AND SECURE
6 LEARNING ENVIRONMENTS;

7 (d) TO CONDUCT REGULAR RESEARCH AND ASSESSMENT PROJECTS
8 TO DETERMINE THE EFFICACY OF STATEWIDE AND LOCAL POLICIES AND
9 PROGRAMMING;

10 (e) TO MAKE INFORMATION AND OTHER RESOURCES AVAILABLE TO
11 ALL SCHOOLS AND SCHOOL OFFICIALS; AND

12 (f) TO SELECT AT LEAST ONE BUT NOT MORE THAN FIVE SCHOOL
13 DISTRICTS OR REGIONS, WITH THE CONSENT OF THE AFFECTED SCHOOL
14 DISTRICT BOARDS OF EDUCATION, TO SERVE AS PILOT SITES DURING THE
15 FIRST YEAR OF THE CENTER'S OPERATION. THE CENTER SHALL EVALUATE
16 AND DEVELOP ENHANCED SCHOOL SAFETY SERVICES TO BE PROVIDED BY
17 THE CENTER TO THE PILOT SITES.

18 (4) SUBJECT TO THE PROVISIONS OF SECTION 13 OF ARTICLE XII OF
19 THE STATE CONSTITUTION, THE DIRECTOR SHALL APPOINT EMPLOYEES
20 NECESSARY TO CONDUCT AN EFFICIENT CENTER.

21 **24-33.5-1804. School safety resource center advisory board -**
22 **created - repeal.** (1) THERE IS HEREBY CREATED IN THE DEPARTMENT
23 THE SCHOOL SAFETY RESOURCE CENTER ADVISORY BOARD TO
24 RECOMMEND POLICIES OF THE CENTER.

25 (2) (a) THE ADVISORY BOARD SHALL CONSIST OF NOT LESS THAN
26 THIRTEEN MEMBERS, EACH OF WHOM SHALL BE APPOINTED TO A TERM OF
27 TWO YEARS AS FOLLOWS:

1 (I) ONE MEMBER SHALL REPRESENT THE DEPARTMENT OF
2 EDUCATION CREATED PURSUANT TO SECTION 24-1-115 AND BE APPOINTED
3 BY THE COMMISSIONER OF EDUCATION.

4 (II) ONE MEMBER SHALL BE AN INDIVIDUAL WITH PROFESSIONAL
5 EXPERTISE IN BEHAVIORAL HEALTH TREATMENT WHO REPRESENTS AN
6 ELEMENTARY OR SECONDARY SCHOOL OR A SCHOOL DISTRICT AND BE
7 APPOINTED BY THE COMMISSIONER OF EDUCATION.

8 (III) ONE MEMBER SHALL BE A SCHOOL ADMINISTRATOR AND BE
9 APPOINTED BY THE COMMISSIONER IN CONSULTATION WITH A STATEWIDE
10 ASSOCIATION OF SCHOOL EXECUTIVES.

11 (IV) ONE MEMBER SHALL REPRESENT STATE UNIVERSITIES AND
12 COLLEGES AND BE APPOINTED BY THE EXECUTIVE DIRECTOR OF THE
13 COLORADO COMMISSION ON HIGHER EDUCATION APPOINTED PURSUANT TO
14 SECTION 24-1-114.

15 (V) ONE MEMBER SHALL REPRESENT COMMUNITY COLLEGES AND
16 JUNIOR COLLEGES AND BE APPOINTED BY THE STATE BOARD FOR
17 COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION CREATED
18 PURSUANT TO SECTION 23-60-104, C.R.S.

19 (VI) ONE MEMBER SHALL BE A MEMBER OF A PARENTS'
20 ORGANIZATION AND BE APPOINTED BY THE GOVERNOR.

21 (VII) ONE MEMBER SHALL BE A DISTRICT ATTORNEY AND BE
22 APPOINTED BY THE GOVERNOR.

23 (VIII) ONE MEMBER SHALL REPRESENT THE DIVISION OF MENTAL
24 HEALTH WITHIN THE DEPARTMENT OF HUMAN SERVICES CREATED
25 PURSUANT TO SECTION 26-1-105, C.R.S., AND BE APPOINTED BY THE
26 EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES.

27 (IX) ONE MEMBER SHALL REPRESENT THE DEPARTMENT OF PUBLIC

1 HEALTH AND ENVIRONMENT CREATED PURSUANT TO SECTION 25-1-102,
2 C.R.S., AND BE APPOINTED BY THE EXECUTIVE DIRECTOR OF THE
3 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

4 (X) ONE MEMBER SHALL REPRESENT THE COLORADO DEPARTMENT
5 OF LAW CREATED PURSUANT TO SECTION 24-1-113 AND BE APPOINTED BY
6 THE ATTORNEY GENERAL.

7 (XI) ONE MEMBER SHALL REPRESENT THE DEPARTMENT AND BE
8 APPOINTED BY THE EXECUTIVE DIRECTOR.

9 (XII) ONE MEMBER SHALL BE AN INDIVIDUAL WITH PROFESSIONAL
10 EXPERTISE IN SCHOOL SECURITY AND BE APPOINTED BY THE EXECUTIVE
11 DIRECTOR.

12 (XIII) ONE MEMBER SHALL BE A LAW ENFORCEMENT
13 PROFESSIONAL AND BE APPOINTED BY THE EXECUTIVE DIRECTOR.

14 (b) THE APPOINTING AUTHORITY OF EACH MEMBER OF THE
15 ADVISORY BOARD SHALL APPOINT THE MEMBER ON OR BEFORE OCTOBER
16 1, 2008, AND REAPPOINT THE MEMBER OR APPOINT A NEW MEMBER NO
17 LATER THAN ONE MONTH BEFORE THE EXPIRATION OF THE MEMBER'S
18 TERM.

19 (c) ADDITIONAL ADVISORY BOARD MEMBERS MAY BE ADDED TO
20 THE ADVISORY BOARD AS NECESSARY SUBJECT TO:

21 (I) THE APPROVAL OF THE EXECUTIVE DIRECTOR; AND

22 (II) A MAJORITY VOTE OF APPROVAL BY THE EXISTING ADVISORY
23 BOARD MEMBERS.

24 (3) IF ANY MEMBER OF THE ADVISORY BOARD VACATES HIS OR HER
25 OFFICE DURING THE TERM FOR WHICH APPOINTED TO THE ADVISORY
26 BOARD, THE VACANCY SHALL BE FILLED BY APPOINTMENT BY THE
27 EXECUTIVE DIRECTOR FOR THE UNEXPIRED TERM.

1 (4) THE ADVISORY BOARD SHALL ANNUALLY ELECT FROM ITS
2 MEMBERS A CHAIRPERSON AND A SECRETARY.

3 (5) THE ADVISORY BOARD SHALL MEET AS DETERMINED
4 NECESSARY BY THE DIRECTOR. THE MEMBERS OF THE ADVISORY BOARD
5 SHALL RECEIVE NO COMPENSATION BUT SHALL BE REIMBURSED BY THE
6 DEPARTMENT FOR NECESSARY TRAVEL AND OTHER EXPENSES ACTUALLY
7 INCURRED IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES.

8 (6) (a) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2017.

9 (b) PRIOR TO SAID REPEAL, THE ADVISORY BOARD APPOINTED
10 PURSUANT TO THIS SECTION SHALL BE REVIEWED AS PROVIDED IN SECTION
11 2-3-1203, C.R.S.

12 **24-33.5-1805. Authorization to contract for services.** THE
13 DEPARTMENT IS AUTHORIZED TO CONTRACT FOR SERVICES WITH ANY
14 STATE, COUNTY, LOCAL, MUNICIPAL, OR PRIVATE AGENCY TO IMPLEMENT
15 THE PROVISIONS OF THIS PART 18 AND FULFILL THE DUTIES OF THE CENTER,
16 WHICH DUTIES ARE DESCRIBED IN SECTION 24-33.5-1803 (3).

17 **24-33.5-1806. Evaluation - report.** (1) ON OR BEFORE JANUARY
18 1, 2010, THE DIRECTOR SHALL PREPARE AND SUBMIT TO THE EXECUTIVE
19 DIRECTOR A REPORT EVALUATING THE EFFICACY AND VALUE OF THE
20 SERVICES PROVIDED BY THE CENTER TO SCHOOLS.

21 (2) ON OR BEFORE JANUARY 15, 2010, THE EXECUTIVE DIRECTOR
22 SHALL PREPARE AND SUBMIT TO THE EDUCATION AND JUDICIARY
23 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR
24 ANY SUCCESSOR COMMITTEES, A REPORT EVALUATING THE EFFICACY AND
25 VALUE OF THE SERVICES PROVIDED BY THE CENTER TO SCHOOLS.

26 **SECTION 2.** 2-3-1203 (3) (dd), Colorado Revised Statutes, is
27 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

1 **2-3-1203. Sunset review of advisory committees.** (3) The
2 following dates are the dates for which the statutory authorization for the
3 designated advisory committees is scheduled for repeal:

4 (dd) July 1, 2017:

5 (X) THE SCHOOL SAFETY RESOURCE CENTER ADVISORY BOARD
6 CREATED PURSUANT TO SECTION 24-33.5-1804, C.R.S.

7 **SECTION 3. Appropriation.** In addition to any other
8 appropriation, there is hereby appropriated, out of any moneys in the
9 general fund not otherwise appropriated, to the department of public
10 safety, for the fiscal year beginning July 1, 2008, the sum of _____ dollars
11 (\$____), or so much thereof as may be necessary, for the implementation
12 of this act.

13 **SECTION 4. Safety clause.** The general assembly hereby finds,
14 determines, and declares that this act is necessary for the immediate
15 preservation of the public peace, health, and safety.