

## **COLORADO REVISED STATUTES**

**\*\*\* Current through all Laws passed and signed in the First Regular and First Extraordinary Sessions of the 71st General Assembly (2017) \*\*\***

### **TITLE 24. GOVERNMENT - STATE PRINCIPAL DEPARTMENTS ARTICLE 33.5. PUBLIC SAFETY PART 18. SCHOOL SAFETY RESOURCE CENTER**

#### **C.R.S. 24-33.5-1801 (2017)**

##### **24-33.5-1801. Legislative declaration**

(1) The general assembly hereby finds that:

(a) A safe and healthy learning environment for all students in Colorado is an important priority for the state;

(b) Research into evidence-based practices continues to demonstrate that academic achievement improves as the level of safety and security in a school increases;

(c) Studies of recent school attacks have established that school violence may be prevented with appropriate information sharing;

(d) Suicide, which remains one of the leading causes of death for Colorado's youth, may also be prevented with appropriate intervention;

(e) Both the physical and psychological well-being of students and school personnel is critically important; and

(f) Improving student engagement, including reducing dropout rates and truancy levels, is an important factor for ensuring that schools are safe and successful.

(2) The general assembly further finds that:

(a) The most appropriate way to prevent and prepare for acts of violence and other emergencies that may occur on school campuses is to foster a cooperative effort by schools, school resource officers, law enforcement agencies, emergency responders, behavioral health experts, parents, and community members to identify, gather, and apply the necessary resources; and

(b) Emergency response and crisis management measures should be implemented in all communities within the state to protect students and school personnel.

(3) Now, therefore, the general assembly declares that:

- (a) Safe schools are a matter of statewide concern;
- (b) All schools have common needs and goals to ensure a safe environment;
- (c) Resources are needed to fully develop safety plans and practices in Colorado's schools, colleges, and universities; and
- (d) A school safety resource center dedicated to providing evidence-based practices and expertise to all schools is a cost-effective means to improve school safety.

**HISTORY:** Source: L. 2008: Entire part added, p. 727, § 1, effective May 13. L. 2013: (2)(a) amended, (SB 13-138), ch. 253, p. 1343, § 5, effective May 23.

### **C.R.S. 24-33.5-1802 (2017)**

#### **24-33.5-1802. Definitions**

As used in this part 18, unless the context otherwise requires:

- (1) "Advisory board" means the school safety resource center advisory board created in the department pursuant to [section 24-33.5-1804](#).
- (2) "Center" means the school safety resource center created in the department pursuant to [section 24-33.5-1803](#).
- (3) "Director" means the director of the center.
- (3.3) "First responder" means an individual who responds in a professional capacity to an emergency that occurs in a school building, including, but not limited to, peace officers, firefighters, emergency medical service providers, school administrators, and teachers.
- (4) "School" means an institution at which instruction is provided by instructors to students in one or more buildings on a campus. "School" includes a school serving any of grades preschool through twelve and an institution of higher education.

**HISTORY:** Source: L. 2008: Entire part added, p. 728, § 1, effective May 13; (3.3) added, p. 733, § 1, effective May 13. L. 2012: (3.3) amended, (HB 12-1059), ch. 271, p. 1436, § 17, effective July 1.

### **C.R.S. 24-33.5-1803 (2017)**

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

- (1) There is hereby created within the department the school safety resource center to assist schools in preventing, preparing for, responding to, and recovering from emergencies and crisis situations and to foster positive learning environments. The director of the center shall be appointed by the executive director pursuant to

[constitution](#).

(2) The center and the director shall exercise their powers and perform their duties and functions under the department and the executive director as if the same were transferred to the department by a type 2 transfer, as such transfer is defined in the "Administrative Organization Act of 1968", article 1 of this title.

(3) The center has the following duties:

(a) To assist schools in developing and implementing safety and preparedness plans, including but not limited to any such plans that are required by state law or applicable rules of accreditation;

(b) To assist schools in establishing practices and strategies for use in responding to an emergency or crisis situation;

(c) To assist schools in developing and establishing prevention and intervention efforts to ensure safe and secure learning environments;

(d) To conduct regular research and assessment projects to determine the efficacy of statewide and local policies and programming;

(e) To make information and other resources available to all schools and school officials;

(f) (I) To select at least one but not more than five school districts or regions, with the consent of the affected school district boards of education, to serve as pilot sites during the first year of the center's operation. The center shall evaluate and develop enhanced school safety services to be provided by the center to the pilot sites.

(II) In selecting the school districts or regions that shall serve as pilot sites pursuant to subparagraph (I) of this paragraph (f), the center shall designate at least one but not more than three schools within each of the pilot sites to participate in a cooperative effort by all such designated schools within the pilot sites to create a first responder school mapping system to provide first responders immediate electronic or digital access to maps of, and other schematic information about, school buildings at such designated schools in the event of an emergency at the designated schools. In creating the first responder school mapping system, the pilot sites may contract with one or more public or private entities with experience in creating first responder school mapping systems. Before entering into any such contract or otherwise proceeding with plans for the creation of the first responder school mapping system, the pilot sites shall submit the contract or plans to the center to approve or disapprove. The department shall reimburse the pilot sites for the direct and indirect costs of creating the first responder school mapping system pursuant to this subparagraph (II).

(III) The general assembly hereby finds and declares that, for purposes of [section 17 of article IX of the state constitution](#), the development and creation of a first responder school

mapping system, pursuant to subparagraph (II) of this paragraph (f), is an important element of improving student safety and may therefore receive funding from the state education fund created in [section 17 \(4\) of article IX of the state constitution](#).

(g) To provide information and resources relating to school safety, school emergency response planning and training, and interoperable communications in schools, as determined by the center, to the division of fire prevention and control in the department of public safety to be distributed to school districts and schools pursuant to [section 24-33.5-1213.4](#);

(h) (I) To consult with school districts, schools, and charter schools concerning evidence-based best practices for bullying prevention and education;

(II) To consult with the department of education concerning its administration of the school bullying prevention and education grant program created in [section 22-93-102, C.R.S.](#); and

(III) To submit evidence-based best practices for bullying prevention and education to the department of education for the purposes of [section 22-93-106, C.R.S.](#)

(i) (I) To hire or contract for the services of an emergency response consultant with experience in law enforcement and school safety to provide guidance for schools, school resource officers, and other community partners for school building safety assessments and the use of best practices for school security, emergency preparedness and response, interoperable communications, and other provisions of the school response framework. The emergency response outreach consultant shall also work with the center director and school outreach consultant to research grant opportunities and provide assistance to schools seeking grants for school safety and emergency response assistance.

(II) This paragraph (i) is repealed, effective July 1, 2018.

(j) To provide information and resources relating to the development and maintenance of school resource officer programs, as determined by the center, to the division of fire prevention and control in the department of public safety for distribution to school districts and schools pursuant to [section 24-33.5-1213.4](#) and to law enforcement agencies and other community partners, as described in [section 22-32-109.1, C.R.S.](#);

(k) To provide suggestions for school resource officer training to the peace officers standards and training board, pursuant to [section 24-31-312](#);

(l) To provide materials and training as described in [section 24-33.5-1809](#) to personnel in school districts and charter schools, parents, and students regarding the awareness and prevention of child sexual abuse and assault; and

(m) [Editor's note: Paragraph (m) is effective January 1, 2018.] By June 1, 2018, to make available a model program that conforms with [section 22-1-128](#), regarding the risks and consequences of sexting for school districts to use, which curriculum must include

information informing students of the provisions of section 18-7-109, including that, if a student receives a sexually explicit image in violation of section 18-7-109, the student can avoid adjudication as a juvenile delinquent by taking reasonable steps to either destroy or delete or report the initial viewing of the image within seventy-two hours after receiving the image.

(4) Subject to the provisions of [section 13 of article XII of the state constitution](#), the director shall appoint employees necessary to conduct an efficient center.

**HISTORY:** Source: L. 2008: Entire part added, p. 729, § 1, effective May 13; (3)(f) amended, p. 733, § 2, effective May 13. L. 2011: (3)(e) amended and (3)(h) added, ([HB 11-1254](#)), [ch. 173](#), [p. 655](#), [§ 7](#), effective May 13; (3)(g) added, ([SB 11-173](#)), [ch. 310](#), [p. 1517](#), [§ 6](#), effective June 10. L. 2012: (3)(g) amended, ([HB 12-1283](#)), [ch. 240](#), [p. 1134](#), [§ 46](#), effective July 1. L. 2013: (3)(i), (3)(j), and (3)(k) added, ([SB 13-138](#)), [ch. 253](#), [p. 1343](#), [§ 6](#), effective May 23. L. 2015: (3)(j) and (3)(k) amended and (3)(l) added, ([SB 15-020](#)), [ch. 277](#), [p. 1131](#), [§ 1](#), effective June 5. L. 2017: (3)(k) and (3)(l) amended and (3)(m) added, ([HB 17-1302](#)), [ch. 390](#), [p. 2016](#), [§ 6](#), effective January 1, 2018.

## **C.R.S. 24-33.5-1804 (2017)**

### **24-33.5-1804. School safety resource center advisory board - created - repeal**

(1) There is hereby created in the department the school safety resource center advisory board to recommend policies of the center.

(2) (a) The advisory board shall consist of not less than fourteen members, each of whom shall be appointed to a term of two years as follows:

(I) One member shall represent the department of education created pursuant to [section 24-1-115](#) and be appointed by the commissioner of education.

(II) One member shall be an individual with professional expertise in behavioral health treatment who represents an elementary or secondary school or a school district and be appointed by the commissioner of education.

(III) One member shall be a school administrator and be appointed by the commissioner in consultation with a statewide association of school executives.

(IV) One member shall represent state universities and colleges and be appointed by the executive director of the Colorado commission on higher education appointed pursuant to [section 24-1-114](#).

(V) One member shall represent community colleges and local district colleges and be appointed by the state board for community colleges and occupational education created

pursuant to [section 23-60-104, C.R.S.](#)

(VI) One member shall be a member of a parents' organization and be appointed by the governor.

(VII) One member shall be a district attorney and be appointed by the governor.

(VIII) One member shall represent the unit within the department of human services, created pursuant to [section 26-1-105, C.R.S.](#), that administers behavioral health programs and services, including those related to mental health and substance abuse, and be appointed by the executive director of the department of human services.

(IX) One member shall represent the department of public health and environment created pursuant to [section 25-1-102, C.R.S.](#), and be appointed by the executive director of the department of public health and environment.

(X) One member shall represent the Colorado department of law created pursuant to [section 24-1-113](#) and be appointed by the attorney general.

(XI) One member shall represent the department and be appointed by the executive director.

(XII) One member shall be an individual with professional expertise in school security and be appointed by the executive director.

(XIII) One member shall be a law enforcement professional and be appointed by the executive director.

(XIV) One member must be a school resource officer, as defined in [section 22-32-109.1 \(1\), C.R.S.](#), and be appointed by the executive director in consultation with a statewide association representing school resource officers.

(b) The appointing authority of each member of the advisory board shall appoint the member on or before October 1, 2008, and reappoint the member or appoint a new member no later than one month before the expiration of the member's term.

(c) Additional advisory board members may be added to the advisory board as necessary subject to:

(I) The approval of the executive director; and

(II) A majority vote of approval by the existing advisory board members.

(3) If any member of the advisory board vacates his or her office during the term for which appointed to the advisory board, the vacancy shall be filled by appointment by the executive director for the unexpired term.

(4) The advisory board shall annually elect from its members a chairperson and a secretary.

(5) The advisory board shall meet as determined necessary by the director. The members of the advisory board shall receive no compensation but shall be reimbursed by the department for necessary travel and other expenses actually incurred in the performance of their official duties.

(6) (a) This section is repealed, effective September 1, 2022.

(b) Prior to said repeal, the advisory board appointed pursuant to this section shall be reviewed as provided in [section 2-3-1203, C.R.S.](#)

**HISTORY:** Source: L. 2008: Entire part added, p. 729, § 1, effective May 13. L. 2011: (2)(a)(VIII) amended, [\(HB 11-1303\), ch. 264, p. 1164, § 57](#), effective August 10. L. 2013: IP(2)(a) amended and (2)(a)(XIV) added, [\(SB 13-138\), ch. 253, p. 1344, § 7](#), effective May 23. L. 2017: (6)(a) amended, [\(SB 17-291\), ch. 259, p. 1077, § 1](#), effective May 25.

### **C.R.S. 24-33.5-1805 (2017)**

#### **24-33.5-1805. Authorization to contract for services**

The department is authorized to contract for services with any state, county, local, municipal, or private agency to implement the provisions of this part 18 and fulfill the duties of the center, which duties are described in [section 24-33.5-1803 \(3\)](#).

**HISTORY:** Source: L. 2008: Entire part added, p. 731, § 1, effective May 13.

### **C.R.S. 24-33.5-1806 (2017)**

#### **24-33.5-1806. Evaluation - report**

(1) On or before January 1, 2010, the director shall prepare and submit to the executive director a report evaluating the efficacy and value of the services provided by the center to schools.

(2) On or before January 15, 2010, the executive director shall prepare and submit to the education and judiciary committees of the house of representatives and the senate, or any successor committees, a report evaluating the efficacy and value of the services provided by the center to schools.

**HISTORY:** Source: L. 2008: Entire part added, p. 731, § 1, effective May 13.

## C.R.S. 24-33.5-1807 (2017)

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

(1) There is hereby created in the state treasury the school safety resource center cash fund, referred to in this section as the "fund". The fund shall consist of:

(a) Such moneys as the general assembly may appropriate to the fund;

(b) Gifts, grants, and donations received by the department pursuant to subsection (2) of this section; and

(c) Any moneys that the center receives as fees charged to attendees of a training program or conference, as described in [section 24-33.5-1808](#).

(2) The department is authorized to solicit and accept gifts, grants, and donations from public and private sources for the purposes of this part 18; except that the department may not accept a gift, grant, or donation that is subject to conditions that are inconsistent with this section or any other law of the state. All moneys collected by the department pursuant to this subsection (2) shall be transmitted to the state treasurer, who shall credit the same to the fund.

(3) The moneys in the fund shall be subject to annual appropriation by the general assembly to the department for the direct and indirect costs associated with implementing this part 18. Any moneys in the fund not expended for the purposes of this part 18 may be invested by the state treasurer as provided by law. All interest and income derived from the investment and deposit of moneys in the fund shall be credited to the fund.

(4) (a) The department is authorized to expend moneys from the fund for the purposes of this part 18.

(b) The department may expend up to two percent of the moneys annually appropriated from the fund to offset the costs incurred in implementing this part 18.

(5) Any unexpended and unencumbered moneys remaining in the fund at the end of a fiscal year shall remain in the fund and shall not be credited or transferred to the general fund or another fund.

**HISTORY:** Source: L. 2010: Entire section added, (HB 10-1336), ch. 342, p. 1581, § 2, effective June 5.



## **C.R.S. 24-33.5-1808 (2017)**

### **24-33.5-1808. Training program and conference fees authorized**

(1) The center is authorized to charge a fee to each attendee of a training program or conference that the center implements for the purposes of this part 18. The center shall forward each fee collected pursuant to this section to the state treasurer, who shall credit the entire amount to the school safety resource center cash fund created in [section 24-33.5-1807](#).

(2) The total amount of fees charged by the center to attendees of a training program or conference pursuant to subsection (1) of this section shall not exceed the actual costs incurred by the center in implementing the training program or conference.

**HISTORY:** Source: L. 2010: Entire section added, ([HB 10-1336](#)), ch. 342, p. 1582, § 2, effective June 5.

## **C.R.S. 24-33.5-1809 (2017)**

### **24-33.5-1809. Prevention of child sexual abuse and assault - resource bank - training**

(1) The director shall appoint a person to the center to collect and provide materials and to provide training to school personnel, parents, and students regarding preventing child sexual abuse and assault, including materials and training that are specific to preventing sexual abuse and assault of children with developmental disabilities. At a minimum, the appointed person shall:

(a) Research and select instruction modules for professional development for school personnel that may include, but need not be limited to:

(I) Training in preventing, identifying, and responding to child sexual abuse and assault, including information concerning the child abuse reporting hotline system created pursuant to [section 26-5-111, C.R.S.](#); and

(II) Resources to raise the awareness of school personnel and parents regarding child sexual abuse and assault and preventing child sexual abuse and assault;

(b) Provide training for school personnel and parents in preventing, identifying, and responding to child sexual abuse and assault, including using the child abuse reporting hotline system created pursuant to [section 26-5-111, C.R.S.](#) The appointed person may provide training in person or through online presentations.

(c) Research and select model, age-appropriate educational materials designed for children in grades kindergarten through twelve regarding child sexual abuse and assault awareness

and prevention, which may include, but need not be limited to:

(I) The skills to recognize:

(A) Child sexual abuse and assault;

(B) Boundary violations and unwanted forms of touching and contact; and

(C) Behaviors that an offender uses to groom or desensitize a victim; and

(II) Strategies to:

(A) Promote disclosure;

(B) Reduce self-blame; and

(C) Mobilize bystanders;

(d) Publicize to school districts and public and nonpublic schools the availability of the training and resources for school personnel and parents and the age-appropriate education materials for children; and

(e) Make the training and resources for school personnel and parents and the age-appropriate education materials for children available on the center's website.

(2) The appointed person shall seek to work with appropriate community-based organizations in creating and collecting the materials, training, and curricula regarding awareness and prevention of child sexual abuse and assault. The appointed person may create and collect materials, curricula, and other resources regarding other forms of child maltreatment and make the materials, curricula, and resources available to school districts and public and nonpublic schools.

(3) The person appointed by the director pursuant to this section shall solicit and accept on behalf of the center gifts, grants, and donations to implement this section, as provided in [section 24-33.5-1807 \(2\)](#). Moneys collected pursuant to this subsection (3) shall be transmitted to the state treasurer, who shall credit the moneys to the school safety resource center cash fund created in [section 24-33.5-1807](#). Any moneys received pursuant to this subsection (3) are in addition to appropriations of state moneys to implement this section, and implementing this section is not conditional or dependent on the receipt of gifts, grants, or donations.

(4) As used in this section, "school personnel" includes teachers, administrators, school resource officers, and other employees of school districts and public schools.

**HISTORY:** Source: L. 2015: Entire section added, ([HB 15-020](#)), ch. 277, p. 1131, § 2, effective June 5.