

TITLE 24. GOVERNMENT - STATE: PRINCIPAL DEPARTMENTS
ARTICLE 33.5. PUBLIC SAFETY
PART 5. DIVISION OF CRIMINAL JUSTICE
C.R.S. 24-33.5-503 (1) (aa) & (2) (2017)

24-33.5-503. Duties of division (Law enforcement Contact with Students)

(1) The division has the following duties:

(aa) To receive the information reported to the division by law enforcement agencies pursuant to section 22-32-146, C.R.S., and by district attorneys pursuant to section 20-1-113, C.R.S., and provide the information, as submitted to the division, to any member of the public upon request, in a manner that does not include any identifying information regarding any student. If the division provides the information to a member of the public upon request pursuant to this paragraph (aa), the division may charge a fee to the person, which fee shall not exceed the direct and indirect costs incurred by the division in providing the information.

(2) (a) (I) On or before April 1, 2016, and every April 1 thereafter, the division has the duty to compile and analyze the data reported by law enforcement agencies and prepare a report, without identifying information, concerning the total number of tickets, summons, or arrests that occurred on school grounds, in school vehicles, or at a school activity or sanctioned event and describe the final disposition of those tickets, summons, or arrests by reporting agency, school, and location. The report must analyze the data by race, age, gender, ethnicity, and the specific type of offense with all national crime information center crime codes. The division of criminal justice shall support law enforcement agencies in their efforts to submit the required data, actively reach out to agencies that have failed to submit the required data, and provide a reasonable degree of training if necessary.

(II) Notwithstanding Section 24-1-136 (11)(a)(I), the division shall submit the report to the education and judiciary committees of the house of representatives and the senate, or any successor committees. The division shall provide the report to any member of the public upon request, in a manner that does not include any identifying information regarding any student. If the division provides the information to a member of the public upon request pursuant to this Subsection (2) (a), the division may charge a fee to the person, which fee shall not exceed the direct and indirect costs incurred by the division in providing the information. If the division adheres to all state and federal privacy and confidentiality laws concerning student information, the division may provide the aggregate data gathered by a law enforcement agency to any independent research or community-based organization working to analyze school-based criminal behavior and the response to that behavior by the juvenile and criminal justice systems. The data provided must not include any information that would identify any individual student.

(III) The division shall annually post the report on its website.

(b) The division has the duty to prepare a retroactive report meeting the requirements of paragraph (a) of this subsection (2) using existing data sources for the 2013-14 and 2014-15 school years.

(c) The division is only required to perform the duties of this subsection (2) if existing appropriations or resources are available.

COLORADO REVISED STATUTES: 24-33.5-503. Duties of division (Law enforcement Contact with Students)

History

Source: L. 83: Entire article added, p. 935, § 1, effective July 1, 1984. L. 84: (1)(g) added, p. 684, § 17, effective July 1; (1)(h) added, p. 661, § 21, effective July 1. L. 89: (1)(i) added, p. 929, § 6, effective April 23. L. 90: (1)(j) added, p. 970, § 4, effective July 1. L. 91: (1)(k) added, p. 442, § 8, effective May 29. L. 92: (1)(l) added, p. 462, § 7, effective June 1. L. 94: (1)(m) added, p. 1097, § 9, effective May 9; (1)(n) added, p. 1813, § 7, effective June 1. L. 97: (1)(o) and (1)(p) added, p. 1566, § 13, effective July 1. L. 98: (1)(o) amended, p. 401, § 10, effective April 21. L. 99: (1)(o) amended, p. 1150, § 12, effective July 1. L. 2000: (1)(q) added, p. 651, § 3, effective July 1; (1)(i) amended, p. 1863, § 80, effective August 2. L. 2006: (1)(r) added, p. 257, § 5, effective March 31; (1)(e) amended, p. 1124, § 2, effective May 25; (1)(q) amended, p. 144, § 20, effective August 7. L. 2007: (1)(s) added, p. 1697, § 18, effective July 1. L. 2009: (1)(t) added, (SB 09-135), ch. 329, p. 1755, § 2, effective August 5. L. 2010: (1)(v) added, (HB 10-1360), ch. 263, p. 1196, § 6, effective May 25; (1)(w), (1)(x), (1)(y), and (1)(z) added, (HB 10-1374), ch. 261, p. 1187, § 7, effective May 25; (1)(e) amended, (HB 10-1336), ch. 342, p. 1581, § 1, effective June 5; (1)(u) added, (HB 10-1352), ch. 259, p. 1172, § 11, effective August 11. L. 2012: (1)(y) and (1)(z) amended and (1)(aa) added, (HB 12-1345), ch. 188, p. 747, § 33, effective May 19; (1)(u) repealed, (HB 12-1310), ch. 268, p. 1413, § 38, effective June 7. L. 2015: (2) added, (HB 15-1273), ch. 323, p. 1322, § 5, effective June 5. L. 2016: (2)(a)(II) amended, (HB 16-1098), ch. 103, p. 299, § 5, effective April 15; (2)(a)(I) and (2)(b) amended, (SB 16-189), ch. 210, p. 766, § 47, effective June 6. L. 2017: (1)(s) repealed and (1)(v) and (2)(a)(II) amended, (HB 17-1059), ch. 91, p. 279, § 7, effective August 9.

Notes

Editor's note:

(1) Subsection (1)(h)(II) provided for the repeal of paragraph (1)(h), effective July 1, 1988. (See L. 84, p. 661.)

(2) Section 10 of chapter 323 (HB 15-1273), Session Laws of Colorado 2015, provides that changes to this section by the act take effect only if the net reduction in the appropriations from the general fund made in SB 15-124 is equal to or greater than the amount of the general fund appropriation made in section 9 (1) of said HB 15-1273 and the staff director of the joint budget committee files written notice with the revisor of statutes no later than July 1, 2015, that this requirement has been met; and if SB 15-124 becomes law. The revisor of statutes received notification from the staff director of the joint budget committee on June 9, 2015, and SB 15-124 was signed by the governor and took effect May 29, 2015.