

## CHAPTER 133

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**CRIMINAL LAW AND PROCEDURE**

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## SENATE BILL 26-095

BY SENATOR(S) Weissman, Amabile, Ball, Benavidez, Bridges, Exum, Gonzales J., Jodeh, Kipp, Marchman, Roberts, Snyder, Wallace, Coleman;  
also REPRESENTATIVE(S) Froelich and Willford, Boesenecker, Brown, Clifford, Duran, Flannell, Garcia, Goldstein, Hamrick, Jackson, Joseph, Keltie, Lieder, Lindsay, Lukens, Nguyen, Paschal, Rutinel, Sirota, Smith, Stewart K., Story, Titone, Weinberg, Zokaie, McCluskie.

## AN ACT

**CONCERNING MEASURES TO SUPPORT VICTIM-SURVIVORS OF CERTAIN CRIMES THAT DO NOT INCLUDE CHANGES TO SUBSTANTIVE CRIMINAL OFFENSES.**

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

**SECTION 1.** In Colorado Revised Statutes, 12-240-139, **amend** (1)(b)(V)(B) and (1)(b)(V)(C); and **add** (1)(b)(V)(D) as follows:

**12-240-139. Injuries to be reported - exemptions - penalty for failure to report - immunity from liability - definitions.**

(1) (b) (V) A licensee, nurse, or certified midwife who performs a medical forensic examination as described in subsection (1)(b)(I) of this section shall inform the victim:

(B) Of the contact information for the nearest community-based victim advocate pursuant to section 13-90-107 (1)(k)(II) if the victim makes a medical report pursuant to subsection (1)(b)(I)(B) of this section or an anonymous report pursuant to subsection (1)(b)(I)(C) of this section; ~~and~~

(C) That any forensic medical evidence collected must be maintained until after the assailant may no longer be prosecuted for the crime and that the victim must be notified prior to the destruction of ~~such~~ THE evidence; AND

(D) HOW TO DETERMINE WHEN THE TESTING RELATED TO THE MEDICAL FORENSIC EXAMINATION IS COMPLETE AND HOW TO OBTAIN THE RESULTS AND RECORDS.

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

**SECTION 2.** In Colorado Revised Statutes, 12-255-133.5, **amend** (1)(b) and (1)(c); and **add** (1)(d) as follows:

**12-255-133.5. Licensee duties related to medical forensic evidence.**

(1) A licensee who performs a medical forensic examination as described in section 12-240-139 (1)(b)(I) shall inform the victim:

(b) Of the contact information for the nearest community-based victim advocate pursuant to section 13-90-107 (1)(k)(II) if the victim makes a medical report pursuant to section 12-240-139 (1)(b)(I)(B) or an anonymous report pursuant to section 12-240-139 (1)(b)(I)(C); ~~and~~

(c) That any forensic medical evidence collected must be maintained until after the assailant may no longer be prosecuted for the crime and that the victim must be notified prior to the destruction of ~~such~~ THE evidence; AND

(d) HOW TO DETERMINE WHEN THE TESTING RELATED TO THE MEDICAL FORENSIC EXAMINATION IS COMPLETE AND HOW TO OBTAIN THE RESULTS AND RECORDS.

**SECTION 3.** In Colorado Revised Statutes, **add** 13-20-1102 as follows:

**13-20-1102. Motion to dismiss - appeal - definitions.**

(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COMPLAINT" MEANS A PETITION OR CROSS-COMPLAINT.

(b) "DEFENDANT" MEANS A RESPONDENT OR CROSS-DEFENDANT.

(c) "PLAINTIFF" MEANS A PETITIONER OR CROSS-COMPLAINANT.

(d) "PROTECTED STATEMENT BY A VICTIM-SURVIVOR" MEANS:

(I) ANY WRITTEN OR ORAL STATEMENT OR WRITING MADE IN CONNECTION WITH ANY PHASE OF A CRIMINAL INVESTIGATION OR PROCEEDING;

(II) ANY WRITTEN OR ORAL STATEMENT OR WRITING MADE IN CONNECTION WITH AN INVESTIGATION CONDUCTED PURSUANT TO TITLE IX OF THE FEDERAL "EDUCATION AMENDMENTS OF 1972", 20 U.S.C. SEC. 1681;

(III) ANY WRITTEN OR ORAL STATEMENT OR WRITING MADE IN CONNECTION WITH A CHILD WELFARE INVESTIGATION;

(IV) ANY WRITTEN OR ORAL STATEMENT OR WRITING MADE IN CONNECTION WITH A PETITION FOR CIVIL PROTECTION ORDER PURSUANT TO ARTICLE 14 OF THIS TITLE 13 OR AN EXTREME RISK PROTECTION ORDER PURSUANT TO ARTICLE 14.5 OF THIS TITLE 13;

(V) ANY WRITTEN OR ORAL STATEMENT OR WRITING TO ANY PERSON REQUIRED

TO REPORT SUSPECTED CHILD ABUSE OR NEGLECT PURSUANT TO SECTION 19-3-304;  
AND

(VI) ANY WRITTEN OR ORAL STATEMENT OR WRITING MADE IN CONNECTION WITH ANY OTHER QUASI-JUDICIAL PROCEEDING.

(e) "VICTIM-SURVIVOR" MEANS AN INDIVIDUAL WHO IS ALLEGED TO BE A VICTIM OF A CRIME CHARGED IN THE PRESENT CASE WHICH INVOLVES DOMESTIC VIOLENCE, AS DEFINED IN SECTION 18-6-800.3; UNLAWFUL SEXUAL BEHAVIOR, AS DESCRIBED IN PART 4 OF ARTICLE 3 OF TITLE 18; STALKING, AS DEFINED IN SECTION 18-3-602; HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE, AS DEFINED IN SECTION 18-3-503; OR HUMAN TRAFFICKING FOR SEXUAL SERVITUDE, AS DEFINED IN SECTION 18-3-504.

(2) (a) A CAUSE OF ACTION AGAINST A PERSON ARISING FROM ANY PROTECTED STATEMENT BY A VICTIM-SURVIVOR IS SUBJECT TO A SPECIAL MOTION TO DISMISS UNLESS THE COURT DETERMINES THAT THE PLAINTIFF HAS ESTABLISHED THAT THERE IS A REASONABLE LIKELIHOOD THAT THE PLAINTIFF WILL PREVAIL ON THE CLAIM.

(b) IN MAKING ITS DETERMINATION, THE COURT SHALL CONSIDER THE PLEADINGS AND SUPPORTING AND OPPOSING AFFIDAVITS STATING THE FACTS UPON WHICH THE LIABILITY OR DEFENSE IS BASED.

(c) IF THE COURT DETERMINES THAT THE PLAINTIFF HAS ESTABLISHED A REASONABLE LIKELIHOOD THAT THE PLAINTIFF WILL PREVAIL ON THE CLAIM, THE COURT'S DETERMINATION IS NOT ADMISSIBLE AS EVIDENCE AT ANY LATER STAGE OF THE CASE OR AT ANY SUBSEQUENT PROCEEDING, AND NO BURDEN OF PROOF OR DEGREE OF PROOF OTHERWISE APPLICABLE IS AFFECTED BY THE COURT'S DETERMINATION AT ANY LATER STAGE OF THE CASE OR AT ANY SUBSEQUENT PROCEEDING.

(3) THE SPECIAL MOTION MUST BE FILED WITHIN SIXTY-THREE DAYS AFTER THE SERVICE OF THE COMPLAINT OR, IN THE COURT'S DISCRETION, AT A LATER TIME UPON TERMS IT DEEMS PROPER. THE COURT SHALL SCHEDULE THE MOTION FOR A HEARING NOT MORE THAN TWENTY-EIGHT DAYS AFTER THE SERVICE OF THE MOTION UNLESS THE DOCKET CONDITIONS OF THE COURT REQUIRE A LATER HEARING.

(4) ALL DISCOVERY PROCEEDINGS IN THE ACTION ARE STAYED UPON THE FILING OF A NOTICE OF MOTION MADE PURSUANT TO THIS SECTION. THE STAY OF DISCOVERY REMAINS IN EFFECT UNTIL NOTICE OF ENTRY OF THE ORDER RULING ON THE MOTION. NOTWITHSTANDING THIS SUBSECTION (4), THE COURT MAY, ON NOTICED MOTION AND FOR GOOD CAUSE SHOWN, ORDER THAT SPECIFIED DISCOVERY BE CONDUCTED.

(5) IN ANY ACTION SUBJECT TO SUBSECTION (2) OF THIS SECTION, A PREVAILING DEFENDANT ON A SPECIAL MOTION TO DISMISS IS ENTITLED TO RECOVER THE DEFENDANT'S ATTORNEY FEES AND COSTS. IF THE COURT FINDS THAT A SPECIAL MOTION TO DISMISS IS FRIVOLOUS OR IS SOLELY INTENDED TO CAUSE UNNECESSARY DELAY, PURSUANT TO PART 1 OF ARTICLE 17 OF THIS TITLE 13, THE COURT SHALL AWARD COSTS AND REASONABLE ATTORNEY FEES TO A PLAINTIFF PREVAILING ON THE MOTION.

(6) IN THE CASE OF AN ORDER GRANTING OR DENYING A SPECIAL MOTION TO DISMISS IN COUNTY COURT, THE ORDER IS IMMEDIATELY APPEALABLE TO THE DISTRICT COURT. IN THE CASE OF AN ORDER GRANTING OR DENYING A SPECIAL MOTION TO DISMISS IN DISTRICT COURT, THE ORDER IS IMMEDIATELY APPEALABLE TO THE COURT OF APPEALS.

**SECTION 4.** In Colorado Revised Statutes, **add** 13-22-203.5 as follows:

**13-22-203.5. Sexual harassment or sexual misconduct dispute - determination of applicability - definitions.**

(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "PREDISPUTE ARBITRATION AGREEMENT" MEANS ANY AGREEMENT TO ARBITRATE A DISPUTE THAT HAS NOT ARISEN AT THE TIME OF MAKING THE AGREEMENT.

(b) "PREDISPUTE JOINT-ACTION WAIVER" MEANS AN AGREEMENT, WHETHER OR NOT PART OF A PREDISPUTE ARBITRATION AGREEMENT, THAT PROHIBITS OR WAIVES THE RIGHTS OF A PARTY TO THE AGREEMENT FROM PARTICIPATING IN A JOINT ACTION, CLASS ACTION, OR COLLECTIVE ACTION IN A JUDICIAL, ARBITRAL, ADMINISTRATIVE, OR OTHER FORUM CONCERNING A DISPUTE THAT HAS NOT ARISEN AT THE TIME OF MAKING THE AGREEMENT.

(c) "SEXUAL HARASSMENT DISPUTE" MEANS A DISPUTE RELATING TO CONDUCT THAT IS ALLEGED TO CONSTITUTE SEXUAL HARASSMENT PURSUANT TO THE "COLORADO ANTI-DISCRIMINATION ACT", PARTS 3 TO 8 OF ARTICLE 34 OF TITLE 24, OR ANY OTHER APPLICABLE FEDERAL, STATE, OR TRIBAL LAW.

(d) "SEXUAL MISCONDUCT DISPUTE" MEANS A DISPUTE INVOLVING SEXUAL MISCONDUCT, AS DEFINED IN SECTION 13-80-103.7 (2).

(2) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A PREDISPUTE ARBITRATION AGREEMENT OR PREDISPUTE JOINT-ACTION WAIVER IS NOT VALID OR ENFORCEABLE UPON REQUEST OF AN INDIVIDUAL WHO ALLEGES CONDUCT THAT RESULTS IN A SEXUAL HARASSMENT DISPUTE OR A SEXUAL MISCONDUCT DISPUTE, OR UPON REQUEST OF A NAMED REPRESENTATIVE OF A JOINT ACTION, CLASS ACTION, OR COLLECTIVE ACTION THAT RESULTS IN A SEXUAL HARASSMENT DISPUTE OR A SEXUAL MISCONDUCT DISPUTE.

(3) THIS SECTION APPLIES TO AN AGREEMENT TO ARBITRATE. THE COURT, RATHER THAN AN ARBITRATOR, SHALL DETERMINE THE VALIDITY AND ENFORCEABILITY OF A PREDISPUTE ARBITRATION AGREEMENT AND PREDISPUTE JOINT-ACTION WAIVER REGARDLESS OF WHETHER THE PARTY RESISTING ARBITRATION CHALLENGES THE PREDISPUTE ARBITRATION AGREEMENT OR PREDISPUTE JOINT-ACTION WAIVER, SPECIFICALLY OR IN CONJUNCTION WITH OTHER TERMS OF THE CONTRACT THAT CONTAIN A PREDISPUTE ARBITRATION AGREEMENT OR PREDISPUTE JOINT-ACTION WAIVER, AND REGARDLESS OF WHETHER THE PREDISPUTE ARBITRATION AGREEMENT OR PREDISPUTE JOINT-ACTION WAIVER DELEGATES VALIDITY AND ENFORCEABILITY DETERMINATIONS TO AN ARBITRATOR.

**SECTION 5.** In Colorado Revised Statutes, **add** 13-90-101.5 as follows:

**13-90-101.5. Remote testimony by forensic scientists.**

UPON THE REQUEST OF A PARTY AND CONSENT OF BOTH PARTIES, A JUDGE SHALL ALLOW A FORENSIC SCIENTIST TO TESTIFY REMOTELY IN A CRIMINAL PROCEEDING.

**SECTION 6.** In Colorado Revised Statutes, **add** 16-10-402.5 as follows:

**16-10-402.5. Use of closed-circuit television - victims of certain offenses involving domestic violence, unlawful sexual behavior, stalking, or human trafficking - definitions.**

(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CLOSED-CIRCUIT TELEVISION" MEANS A DIRECT, CLOSED-LOOP AUDIO AND VIDEO TRANSMISSION SYSTEM THAT ALLOWS PRIVATE VIEWING AND IS NOT PUBLICLY BROADCAST, AND MAY INCLUDE THE USE OF OTHER DIGITAL OR WIRELESS TECHNOLOGIES.

(b) "DOMESTIC VIOLENCE" HAS THE MEANING SET FORTH IN SECTION 18-6-800.3.

(c) "HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE" HAS THE MEANING SET FORTH IN SECTION 18-3-503.

(d) "HUMAN TRAFFICKING FOR SEXUAL SERVITUDE" HAS THE MEANING SET FORTH IN SECTION 18-3-504.

(e) "STALKING" HAS THE MEANING SET FORTH IN SECTION 18-3-602.

(f) "UNLAWFUL SEXUAL BEHAVIOR" MEANS UNLAWFUL SEXUAL BEHAVIOR DESCRIBED IN PART 4 OF ARTICLE 3 OF TITLE 18.

(g) "VICTIM-SURVIVOR" MEANS AN INDIVIDUAL WHO IS ALLEGED TO BE A VICTIM OF A CRIME CHARGED IN THE PRESENT CASE WHICH INVOLVES DOMESTIC VIOLENCE, UNLAWFUL SEXUAL BEHAVIOR, STALKING, HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE, OR HUMAN TRAFFICKING FOR SEXUAL SERVITUDE.

(2) (a) EXCEPT AS PROVIDED IN SUBSECTION (4) OF THIS SECTION, IN ANY PROSECUTION FOR A CRIME INVOLVING DOMESTIC VIOLENCE, UNLAWFUL SEXUAL BEHAVIOR, STALKING, HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE, OR HUMAN TRAFFICKING FOR SEXUAL SERVITUDE, THE COURT MAY, UPON MOTION OF A PARTY OR UPON ITS OWN MOTION, ORDER THAT THE VICTIM-SURVIVOR'S TESTIMONY BE TAKEN IN A ROOM OTHER THAN THE COURTROOM AND BE TELEVISED BY CLOSED-CIRCUIT TELEVISION IN THE COURTROOM IF:

(I) THE TESTIMONY IS TAKEN DURING THE PROCEEDING;

(II) THE JUDGE DETERMINES PURSUANT TO SUBSECTION (2)(b)(II) OF THIS SECTION THAT TESTIMONY BY THE VICTIM-SURVIVOR IN THE PRESENCE OF THE DEFENDANT IN THE COURTROOM WOULD RESULT IN THE VICTIM-SURVIVOR SUFFERING SERIOUS

EMOTIONAL DISTRESS OR TRAUMA, SUCH THAT THE VICTIM-SURVIVOR WOULD NOT BE ABLE TO REASONABLY COMMUNICATE; AND

(III) CLOSED-CIRCUIT TELEVISION EQUIPMENT IS AVAILABLE FOR TESTIMONY.

(b) (I) TO OBTAIN AN ORDER AUTHORIZING THE USE OF CLOSED-CIRCUIT TELEVISION FOR TESTIMONY BY A VICTIM-SURVIVOR, A PARTY SHALL FILE A WRITTEN MOTION WITH THE COURT NO LESS THAN THIRTY-FIVE DAYS PRIOR TO THE TRIAL. THE COURT MAY EXTEND THE TIME TO FILE A WRITTEN MOTION FOR GOOD CAUSE.

(II) THE COURT SHALL HOLD A HEARING TO DETERMINE WHETHER TESTIMONY BY THE VICTIM-SURVIVOR IN THE PRESENCE OF THE DEFENDANT IN THE COURTROOM WOULD RESULT IN THE VICTIM-SURVIVOR SUFFERING SERIOUS EMOTIONAL DISTRESS OR TRAUMA, SUCH THAT THE VICTIM-SURVIVOR WOULD NOT BE ABLE TO REASONABLY COMMUNICATE.

(c) ONLY THE PROSECUTING ATTORNEY, THE ATTORNEY FOR THE DEFENDANT, AND THE JUDGE MAY QUESTION THE VICTIM-SURVIVOR WHEN THE VICTIM-SURVIVOR TESTIFIES BY CLOSED-CIRCUIT TELEVISION.

(d) THE OPERATORS OF THE CLOSED-CIRCUIT TELEVISION EQUIPMENT SHALL MAKE EVERY EFFORT TO BE UNOBTRUSIVE WHILE THE VICTIM-SURVIVOR IS TESTIFYING.

(3) (a) ONLY THE FOLLOWING INDIVIDUALS MAY BE IN THE ROOM WITH THE VICTIM-SURVIVOR WHEN THE VICTIM-SURVIVOR TESTIFIES BY CLOSED-CIRCUIT TELEVISION:

(I) THE PROSECUTING ATTORNEY;

(II) THE ATTORNEY FOR THE DEFENDANT;

(III) THE OPERATORS OF THE CLOSED-CIRCUIT TELEVISION EQUIPMENT;

(IV) A PERSON WHOSE PRESENCE, IN THE OPINION OF THE COURT, CONTRIBUTES TO THE WELFARE AND WELL-BEING OF THE VICTIM-SURVIVOR, INCLUDING AN INDIVIDUAL WHO HAS DEALT WITH THE VICTIM-SURVIVOR IN A THERAPEUTIC SETTING; AND

(V) THE JURY.

(b) DURING THE VICTIM-SURVIVOR'S TESTIMONY BY CLOSED-CIRCUIT TELEVISION, THE JUDGE AND THE DEFENDANT, IF PRESENT, SHALL REMAIN IN THE COURTROOM.

(c) THE JUDGE AND THE DEFENDANT MUST BE ALLOWED TO COMMUNICATE WITH THE INDIVIDUALS IN THE ROOM WHERE THE VICTIM-SURVIVOR IS TESTIFYING BY AN APPROPRIATE ELECTRONIC METHOD.

(4) THIS SECTION DOES NOT APPLY IF THE DEFENDANT IS APPEARING PRO SE.

(5) THIS SECTION DOES NOT APPLY IF THE VICTIM-SURVIVOR TESTIFYING IS, AT THE TIME OF A TRIAL, A CHILD LESS THAN EIGHTEEN YEARS OLD OR IS A PERSON WHO HAS

AN INTELLECTUAL AND DEVELOPMENTAL DISABILITY, AS DEFINED IN SECTION 25.5-10-202. CLOSED-CIRCUIT TELEVISION TESTIMONY BY A VICTIM-SURVIVOR AT THE TIME OF TRIAL WHO IS A CHILD LESS THAN EIGHTEEN YEARS OLD OR WHO HAS AN INTELLECTUAL OR DEVELOPMENTAL DISABILITY IS GOVERNED BY SECTION 16-10-402.

(6) (a) THIS SECTION DOES NOT PRECLUDE, FOR PURPOSES OF IDENTIFYING A DEFENDANT, THE PRESENCE OF BOTH THE VICTIM-SURVIVOR AND THE DEFENDANT IN THE COURTROOM AT THE SAME TIME.

(b) THIS SECTION DOES NOT PRECLUDE THE REMOVAL OF THE DEFENDANT, RATHER THAN THE VICTIM-SURVIVOR, FROM THE COURTROOM UPON THE STIPULATION OF BOTH PARTIES AND THE APPROVAL OF THE COURT.

(c) THIS SECTION DOES NOT PRECLUDE A COURT FROM TAKING OTHER, CONSTITUTIONALLY PERMISSIBLE MEASURES TO ACCOMMODATE THE NEEDS OF A TESTIFYING VICTIM-SURVIVOR.

**SECTION 7.** In Colorado Revised Statutes, 24-31-315, **amend** (1)(a) as follows:

**24-31-315. Annual in-service training requirements.**

(1) (a) The annual in-service training programs must include proper restraint and holds training, a two-hour anti-bias training program, A TWO-HOUR TRAINING TO IMPROVE A PEACE OFFICER'S UNDERSTANDING OF THE IMPACT OF TRAUMA ON VICTIM-SURVIVORS OF CRIMES AND THE OPTIMAL WAY FOR A PEACE OFFICER TO RESPOND TO VICTIM-SURVIVORS WHO ARE EXPERIENCING OR RESPONDING TO TRAUMA, and, in alternating years, either a two-hour community policing and community partnerships training program or a two-hour situation de-escalation training program. The programs and curriculum may include interactive web-based training. Each certified peace officer shall satisfactorily complete the training by July 1, 2017, and shall satisfactorily complete the training at least once every five years thereafter.

**SECTION 8.** In Colorado Revised Statutes, 24-31-1401, **amend** (1)(b), (2), (3)(c)(VI), (3)(c)(VII), and (3)(d); and **add** (3)(c)(VIII) and (3)(c)(IX) as follows:

**24-31-1401. Colorado sexual assault response review board - creation - membership - duties - report - short title - definitions - repeal.**

(1) As used in this section, unless the context otherwise requires:

(b) "Review board" means the Colorado sexual assault ~~forensic medical evidence~~ RESPONSE review board, established in subsection (2) of this section.

(2) The Colorado sexual assault ~~forensic medical evidence~~ RESPONSE review board is established in the department to carry out the duties described in subsection (6) of this section and submit the report described in subsection (7) of this section.

(3) The board consists of:

(c) The following members, appointed by the attorney general:

(VI) Three representatives from organizations that provide services or advocate for communities that experience disproportionate rates of sexual assault; ~~and~~

(VII) Up to three members, at the discretion of the attorney general, whose contributions the attorney general determines would be valuable to the work of the review board; ~~and~~

(VIII) A REPRESENTATIVE OF A MUNICIPAL CRIME LABORATORY; AND

(IX) TWO VICTIM-SURVIVORS, ONE REPRESENTING A RURAL COMMUNITY AND ONE REPRESENTING A METRO AREA OR URBAN COMMUNITY; AND

(d) The following members, appointed by the governor:

(I) A representative of the division of criminal justice in the department of public safety who has oversight of the statewide sexual assault evidence collection kit tracking system created in section 24-33.5-113.5; ~~and~~

(II) A representative of the division of criminal justice in the department of public safety who has oversight of federal and state victim service funding and victim rights compliance; AND

(III) A REPRESENTATIVE OF THE CRIME LABORATORY OPERATED BY THE COLORADO BUREAU OF INVESTIGATION.

**SECTION 9.** In Colorado Revised Statutes, 24-33.5-122, **amend** (1)(j)(I) as follows:

**24-33.5-122. Peace officer training and support fund - peace officer training and support distribution - first responder death benefit administration - death benefit fund - rules - definitions - repeal.**

(1) **Definitions.** As used in this section, unless the context otherwise requires:

(j) (I) "Permissible purpose" means the initial and continuing education and training for peace officers, INCLUDING TRAINING AND EDUCATION FOR TRAUMA-INFORMED INVESTIGATIONS AND VICTIM-SURVIVOR RESPONSE FOR PEACE OFFICERS, and the compensation of peace officers.

**SECTION 10. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.

Approved: May 19, 2026