

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0952.01 Kate Meyer x4348

HOUSE BILL 17-1209

HOUSE SPONSORSHIP

Melton and Carver,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING PEACE OFFICER DESIGNATION FOR THE MANAGER OF THE
102 OFFICE OF PREVENTION AND SECURITY WITHIN THE DIVISION OF
103 HOMELAND SECURITY AND EMERGENCY MANAGEMENT IN THE
104 DEPARTMENT OF PUBLIC SAFETY.

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 designates as a peace officer the manager of the office of prevention and security within the division of homeland security and emergency management in the department of public safety.

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.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 16-2.5-112.5 as
3 follows:

4 **16-2.5-112.5. Manager of the office of prevention and security**
5 **within the division of homeland security and emergency**
6 **management.** THE MANAGER OF THE OFFICE OF PREVENTION AND
7 SECURITY WITHIN THE DIVISION OF HOMELAND SECURITY AND EMERGENCY
8 MANAGEMENT IN THE DEPARTMENT OF PUBLIC SAFETY IS A PEACE OFFICER
9 WHOSE AUTHORITY INCLUDES THE ENFORCEMENT OF ALL LAWS OF THE
10 STATE OF COLORADO AND WHO MAY BE CERTIFIED BY THE P.O.S.T.
11 BOARD.

12 **SECTION 2.** In Colorado Revised Statutes, 24-33.5-1606,
13 **amend** (1) as follows:

14 **24-33.5-1606. Office of prevention and security - creation -**
15 **duties.** (1) (a) There is hereby created within the division an office of
16 prevention and security, the head of which is the manager of the office of
17 prevention and security. The director shall appoint the manager of the
18 office of prevention and security pursuant to section 13 of article XII of
19 the state constitution.

20 (b) THE MANAGER OF THE OFFICE OF PREVENTION AND SECURITY
21 IS HEREBY DESIGNATED TO BE A PEACE OFFICER AND HAS JURISDICTION TO
22 ACT AS SUCH IN THE PERFORMANCE OF HIS OR HER DUTIES ANYWHERE
23 WITHIN THE STATE AND IS ENTITLED TO ALL PROTECTIONS, DEFENSES, AND
24 IMMUNITIES PROVIDED BY STATUTE TO SAFEGUARD A PEACE OFFICER IN
25 THE PERFORMANCE OF OFFICIAL ACTS.

26 **SECTION 3. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the
2 ninety-day period after final adjournment of the general assembly (August
3 9, 2017, if adjournment sine die is on May 10, 2017); except that, if a
4 referendum petition is filed pursuant to section 1 (3) of article V of the
5 state constitution against this act or an item, section, or part of this act
6 within such period, then the act, item, section, or part will not take effect
7 unless approved by the people at the general election to be held in
8 November 2018 and, in such case, will take effect on the date of the
9 official declaration of the vote thereon by the governor.