

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 19-0978.01 Richard Sweetman x4333

HOUSE BILL 19-1244

HOUSE SPONSORSHIP

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SENATE SPONSORSHIP

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A BILL FOR AN ACT

101 **CONCERNING THE PEACE OFFICERS MENTAL HEALTH SUPPORT GRANT**
102 **PROGRAM, AND, IN CONNECTION THEREWITH, ALLOWING**
103 **CERTAIN AGENCIES TO APPLY FOR GRANTS FROM THE PROGRAM**
104 **AND EXPANDING THE PERMISSIBLE USES OF MONEY AWARDED AS**
105 **GRANTS UNDER THE PROGRAM.**

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>.)

Under current law, only county sheriffs' offices and municipal police departments may apply for a grant from the peace officers mental

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

SENATE
Amended 2nd Reading
April 19, 2019

HOUSE
3rd Reading Unamended
April 3, 2019

HOUSE
Amended 2nd Reading
April 2, 2019

health support grant program (program). The bill opens the program to additional "eligible applicants", which include other types of law enforcement agencies as well as organizations that provide services and programs that promote the mental health wellness of peace officers. The bill also specifies new permissible uses of grant money and requires grant recipients to report to the department of local affairs concerning their use of grant money.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-32-3501, **amend**
3 (1), (2), (3), (5), (6), and (7); and **add (2.5), (10)(e),** and (10.5) as follows:

4 **24-32-3501. Peace officers mental health support grant**
5 **program - created - rules - policies and procedures - fund -**
6 **definitions - repeal.** (1) There is created in the department of local
7 affairs, referred to in this section as the "department", the peace officers
8 mental health support grant program to provide grants of money to ~~county~~
9 ~~sheriffs' offices and municipal police departments~~ ELIGIBLE AGENCIES for
10 the purpose of helping these agencies ~~engage~~ PROVIDE mental health
11 ~~professionals who can provide~~ SERVICES TO PEACE OFFICERS, INCLUDING:

12 (a) On-scene response services to support peace officers' handling
13 of persons with mental health disorders; ~~and~~

14 (b) Counseling services; ~~to peace officers.~~

15 (c) ASSISTANCE FOR LAW ENFORCEMENT AGENCIES' DEVELOPMENT
16 AND IMPLEMENTATION OF POLICIES TO SUPPORT PEACE OFFICERS WHO ARE
17 INVOLVED IN A SHOOTING OR A FATAL USE OF FORCE;

18 (d) TRAINING AND EDUCATION PROGRAMS THAT TEACH PEACE
19 OFFICERS THE SYMPTOMS OF JOB-RELATED MENTAL TRAUMA AND HOW TO
20 PREVENT AND TREAT SUCH TRAUMA; AND

21 (e) PEER SUPPORT PROGRAMS.

22 (2) Grant recipients may use ~~the~~ money received through the grant

1 program to ~~hire~~ PROVIDE mental health ~~professionals and provide~~
2 SERVICES TO PEACE OFFICERS, INCLUDING:

3 (a) On-scene response services to support peace officers' handling
4 of persons with mental health disorders; ~~and~~

5 (b) Counseling services; ~~to peace officers.~~

6 (c) ASSISTANCE FOR LAW ENFORCEMENT AGENCIES' DEVELOPMENT
7 AND IMPLEMENTATION OF POLICIES TO SUPPORT PEACE OFFICERS WHO ARE
8 INVOLVED IN A SHOOTING OR A FATAL USE OF FORCE;

9 (d) TRAINING AND EDUCATION PROGRAMS THAT TEACH PEACE
10 OFFICERS THE SYMPTOMS OF JOB-RELATED MENTAL TRAUMA AND HOW TO
11 PREVENT AND TREAT SUCH TRAUMA; AND

12 (e) PEER SUPPORT PROGRAMS.

13 (2.5) FOR THE PURPOSES OF SUBSECTIONS (1)(b) AND (2)(b) OF
14 THIS SECTION, GRANT RECIPIENTS MAY USE MONEY RECEIVED THROUGH
15 THE GRANT PROGRAM TO REIMBURSE PEACE OFFICERS WHO HAVE PAID THE
16 COSTS OF THEIR OWN COUNSELING SERVICES.

17 (3) ~~County sheriffs' offices and municipal police departments~~
18 LAW ENFORCEMENT AGENCIES that apply for grants from the grant
19 program are encouraged to do so, to the extent possible, in collaboration
20 with the community mental health centers in their regions.

21 (5) The executive director of the department, or ~~his or her~~ THE
22 EXECUTIVE DIRECTOR'S designee, shall develop such policies and
23 procedures as are required in this section and such additional policies and
24 procedures as may be necessary to implement the grant program. At a
25 minimum, the policies and procedures must specify the time frames for
26 applying for grants, the form of the grant program application, the time
27 frames for distributing grant money, and criteria for the executive

1 director, or ~~his or her~~ THE EXECUTIVE DIRECTOR'S designee, to use in
2 awarding and denying grants. THE POLICIES AND PROCEDURES MUST ALSO
3 REQUIRE THE DEPARTMENT TO TRANSFER GRANT MONEY TO EACH GRANT
4 RECIPIENT AS SOON AS IS PRACTICABLE AFTER A GRANT APPLICATION IS
5 APPROVED.

6 (6) To receive a grant, ~~a sheriff's office or municipal police~~
7 ~~department~~ AN ELIGIBLE AGENCY must submit an application to the
8 department in accordance with policies and procedures developed by the
9 executive director, or ~~his or her~~ THE EXECUTIVE DIRECTOR'S designee.

10 (7) (a) IN ACCORDANCE WITH A SCHEDULE TO BE DETERMINED
11 PURSUANT TO RULES PROMULGATED BY THE EXECUTIVE DIRECTOR OF THE
12 DEPARTMENT, EACH GRANT RECIPIENT SHALL SUBMIT TO THE
13 DEPARTMENT A REPORT THAT DESCRIBES AND INCLUDES DOCUMENTATION
14 OF THE GRANT RECIPIENT'S USE OF THE GRANT MONEY. THE REPORT MUST
15 ALSO INCLUDE ANY INFORMATION REQUIRED BY THE DEPARTMENT
16 PURSUANT TO ANY POLICIES OR PROCEDURES DEVELOPED BY THE
17 DEPARTMENT PURSUANT TO SUBSECTION (5) OF THIS SECTION. IN
18 PREPARING EACH SUCH REPORT, EACH GRANT RECIPIENT SHALL REDACT
19 THE NAMES AND ANY OTHER PERSONAL IDENTIFYING INFORMATION OF
20 EACH PEACE OFFICER TO WHOM THE GRANT RECIPIENT PROVIDED
21 SERVICES, TRAINING, OR EDUCATION WITH GRANT MONEY.

22 (b) On and after ~~August 9, 2017~~ NOVEMBER 1, 2021, the
23 department shall include a summarized report of the activities of the grant
24 program in the department's annual presentation to the committees of
25 reference pursuant to section 2-7-203. Notwithstanding section 24-1-136
26 (11)(a)(I), the reporting requirements set forth in this section continue
27 until the grant program is repealed pursuant to subsection (11) of this

1 section.

2 (10) (e) ANY MONEY RECEIVED BY THE DEPARTMENT OF REVENUE
3 AS A GRANT FROM THE GRANT PROGRAM IS CONTINUOUSLY APPROPRIATED
4 TO THE DEPARTMENT OF REVENUE FOR THE PURPOSES DESCRIBED IN THIS
5 SECTION.

6 (10.5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
7 REQUIRES:

8 (a) "ELIGIBLE AGENCY" MEANS A LAW ENFORCEMENT AGENCY
9 WITHIN THE STATE OR A PEACE OFFICER ORGANIZATION WITHIN THE STATE.

10 (b) "LAW ENFORCEMENT AGENCY" MEANS THE COLORADO STATE
11 PATROL, THE COLORADO BUREAU OF INVESTIGATION, THE DEPARTMENT
12 OF CORRECTIONS, THE DEPARTMENT OF REVENUE, A COUNTY SHERIFF'S
13 OFFICE, A MUNICIPAL POLICE DEPARTMENT, A CAMPUS POLICE
14 DEPARTMENT, A TOWN MARSHAL'S OFFICE, OR THE DIVISION OF PARKS AND
15 WILDLIFE.

16 (c) "PEACE OFFICER ORGANIZATION" MEANS:

17 (I) A STATEWIDE ASSOCIATION OF POLICE OFFICERS AND FORMER
18 POLICE OFFICERS; OR

19 (II) AN ORGANIZATION WITHIN THE STATE THAT PROVIDES
20 SERVICES AND PROGRAMS THAT PROMOTE THE MENTAL HEALTH WELLNESS
21 OF PEACE OFFICERS AND THAT HAS AT LEAST ONE PEACE OFFICER OR
22 FORMER PEACE OFFICER SERVING ON ITS BOARD OF DIRECTORS OR IN A
23 COMPARABLE CAPACITY.

24 **SECTION 2. Act subject to petition - effective date.** This act
25 takes effect at 12:01 a.m. on the day following the expiration of the
26 ninety-day period after final adjournment of the general assembly (August
27 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the
2 state constitution against this act or an item, section, or part of this act
3 within such period, then the act, item, section, or part will not take effect
4 unless approved by the people at the general election to be held in
5 November 2020 and, in such case, will take effect on the date of the
6 official declaration of the vote thereon by the governor.