

**Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0808.02 Jane Ritter x4342

HOUSE BILL 24-1216

HOUSE SPONSORSHIP

Bacon and Hernandez, Amabile, Boesenecker, Brown, Clifford, Daugherty, deGruy, Kennedy, Duran, English, Froelich, Garcia, Hamrick, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Mabrey, Martinez, Marvin, Mauro, McCluskie, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Valdez, Velasco, Vigil, Willford, Woodrow, Young

SENATE SPONSORSHIP

Coleman,

House Committees

Education
Appropriations

Senate Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING MULTI-LEVEL SUPPORTS FOR YOUTH IN VARYING STAGES**
102 **OF THE JUVENILE JUSTICE SYSTEM, AND, IN CONNECTION**
103 **THEREWITH, MAKING AN APPROPRIATION.**

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 establishes a bill of rights for K-12 students who are involved in any capacity with the juvenile or criminal justice system (justice-engaged student). School districts, boards of cooperative services, charter schools, and institute charter schools (local education providers) must follow the bill of rights for justice-engaged students. The bill of

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

HOUSE
3rd Reading Unamended
April 30, 2024

HOUSE
Amended 2nd Reading
April 29, 2024

rights includes, but is not limited to, providing the justice-engaged student with a graduation and promotion plan; appropriate credit for coursework completed while justice-engaged; prompt enrollment or re-enrollment no later than 10 business days after the first request to the local education provider; and allowing the justice-engaged student to participate in school activities or career readiness pathways in accordance with rules promulgated by the state board of education (board).

Each local education provider shall publish on its website an explanation of the services and resources available for justice-engaged students, including the name, phone number, and email address of a designated, trained point-of-contact person (contact person) at the local education provider. The contact person shall complete annual training developed by the department of education (department) and be knowledgeable about alternative education options and wraparound services.

When notified that a student is justice-engaged, the contact person shall schedule a meeting with the justice-engaged student and the multi-tiered systems of supports team (MTSS), if one is available, at the local education provider. If an MTSS is not available, the contact person shall schedule a meeting with an intervention team. The MTSS or intervention team shall, in collaboration with the justice-engaged student and the justice-engaged student's family, develop a customized support plan related to the justice-engaged student's education needs.

Beginning with the 2025-26 academic year, the department, in collaboration with the division of youth services and the judicial department, shall develop a data tracking system to track data on attendance, drop-out rates, and graduation rates for justice-engaged students.

The board shall promulgate rules to establish a process and framework for interpreting and transferring credits and schoolwork completed by a justice-engaged student while in custody.

The department shall provide guidance to local education providers on how to allow a justice-engaged student to receive an accommodation to participate in school activities, including, but not limited to, graduation ceremonies, sporting events, after-school activities, and college or career readiness pathways.

On or before September 1, 2025, the bill requires the department to select and contract with an entity to establish and maintain a statewide hotline for justice-engaged students, families and caregivers, justice system personnel, and education personnel. Each justice-engaged student shall be provided information about the hotline by law enforcement after ticketing or arrest, by the division of youth services after release from the division, and by local education providers after notification that a student has become justice-engaged.

The bill requires the entity operating the hotline to submit a written

report to the department and board on or before June 30, 2025, and each June 30 thereafter. The report must categorize and summarize the number of calls received, the type of person calling, types of supports or referrals provided, and the geography of calls received so that service gaps can be identified.

The department shall create and maintain a position to serve as a support person to assist students from frontier and rural school districts who have been denied re-entry into school by a local education provider.

Under current law, if a child or youth is within a court's jurisdiction, a preliminary investigation is made to determine whether further actions be taken to protect the interests of the child or youth or the community. The bill allows the court to extend the preliminary investigation for an additional 6 months to make additional findings.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 108 to
3 title 22 as follows:

4 **ARTICLE 108**

5 **Justice-Engaged Students in Education Act**

6 **22-108-101. Short title.** THE SHORT TITLE OF THIS ARTICLE 108 IS
7 THE "SUPPORTING JUSTICE-ENGAGED STUDENTS IN EDUCATION ACT".

8 **22-108-102. Definitions.** AS USED IN THIS ARTICLE 108, UNLESS
9 THE CONTEXT OTHERWISE REQUIRES:

10 (1) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION
11 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115.

12 (2) "HOTLINE" MEANS THE STATEWIDE JUSTICE-ENGAGED STUDENT
13 HOTLINE CREATED PURSUANT TO SECTION 22-108-108.

14 (3) "JUSTICE-ENGAGED STUDENT" MEANS A STUDENT WHO IS
15 INVOLVED IN THE CRIMINAL JUSTICE SYSTEM IN ANY CAPACITY,
16 INCLUDING, BUT NOT LIMITED TO, ADJUDICATION, PROBATION, TICKETING,
17 DETENTION, DIVERSION, COMMITMENT, OR COMMUNITY SUPERVISION.

18 (4) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT

1 CREATED PURSUANT TO ARTICLE 30 OF THIS TITLE 22, A BOARD OF
2 COOPERATIVE SERVICES, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL
3 DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, OR AN
4 INSTITUTE CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER
5 SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE
6 22.

7 (5) "MULTI-TIERED SYSTEMS OF SUPPORTS" MEANS A SYSTEMIC
8 PREVENTIVE APPROACH THAT ADDRESSES THE ACADEMIC AND
9 SOCIAL-EMOTIONAL NEEDS OF ALL STUDENTS AT THE UNIVERSAL,
10 TARGETED, AND INTENSIVE LEVELS. THROUGH THE MULTI-TIERED
11 SYSTEMS OF SUPPORTS, SCHOOL PERSONNEL PROVIDES HIGH-QUALITY,
12 SCIENTIFICALLY BASED OR EVIDENCE-BASED INSTRUCTION AND
13 INTERVENTION THAT IS MATCHED TO STUDENT NEEDS; USES A METHOD OF
14 MONITORING PROGRESS TO INFORM DECISIONS ABOUT INSTRUCTION AND
15 GOALS; AND USES STUDENT RESPONSE DATA TO INFORM IMPORTANT
16 EDUCATIONAL DECISIONS.

17 **22-108-103. Justice-engaged student's bill of rights.** (1) WITH
18 RESPECT TO EDUCATION, A JUSTICE-ENGAGED STUDENT HAS THE RIGHT TO:

19 (a) PROVISION OF ALTERNATIVE SOLUTIONS TO A GENERAL
20 EDUCATION, INCLUDING, BUT NOT LIMITED TO, APPROPRIATE AVAILABLE
21 ALTERNATE EDUCATION PROGRAMS;

22 (b) PROMPT ENROLLMENT OR RE-ENROLLMENT WITH A LOCAL
23 EDUCATION PROVIDER, SO LONG AS THE STUDENT IS ELIGIBLE FOR
24 ENROLLMENT, AS DETERMINED BY THE LOCAL EDUCATION PROVIDER
25 PURSUANT TO SECTION 22-33-104, NO LATER THAN TEN BUSINESS DAYS
26 AFTER THE FIRST REQUEST TO THE LOCAL EDUCATION PROVIDER AND
27 INITIAL CONTACT WITH THE POINT-OF-CONTACT PERSON FOR THE LOCAL

1 EDUCATION PROVIDER. IF THE JUSTICE-ENGAGED STUDENT IS BEING
2 SERVED THROUGH THE FEDERAL "INDIVIDUALS WITH DISABILITIES
3 EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED, OR SECTION
4 504 OF THE FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 794,
5 AS AMENDED, THE FEDERAL TIME REQUIREMENTS REMAIN IN EFFECT FOR
6 THAT STUDENT. THE LOCAL EDUCATION PROVIDER SHALL PROVIDE ALL
7 JUSTICE-ENGAGED STUDENTS WITH A RESPONSE WITHIN THREE BUSINESS
8 DAYS AFTER THE JUSTICE-ENGAGED STUDENT CONTACTS THE LOCAL
9 EDUCATION PROVIDER.

10 (c) APPROPRIATE CREDIT FOR COURSEWORK COMPLETED WHILE
11 JUSTICE-ENGAGED AND FOR THAT COURSEWORK TO BE APPLIED TOWARD
12 GRADUATION OR SCHOOL CONTINUATION WHILE RE-ENROLLED AT A LOCAL
13 EDUCATION PROVIDER, ACCORDING TO RULES PROMULGATED BY THE
14 STATE BOARD OF EDUCATION PURSUANT TO THIS ARTICLE 108;

15 (d) A PLAN FOR GRADUATION DEVELOPED IN CONSULTATION WITH
16 THE JUSTICE-ENGAGED STUDENT, THE STUDENT'S FAMILY, CAREGIVER OR
17 ADVOCATE. THE PLAN MUST CONSIDER ALL PRIOR COURSEWORK
18 COMPLETED BY THE STUDENT. IN DEVELOPING THE PLAN, THE TEAM SHALL
19 MAKE EVERY EFFORT TO ACCOUNT FOR ALL CREDITS EARNED BY THE
20 JUSTICE-ENGAGED STUDENT AND CLARIFY REQUIREMENTS TO ALLOW THE
21 JUSTICE-ENGAGED STUDENT TO COMPLETE THE STUDENT'S HIGH SCHOOL
22 GRADUATION REQUIREMENTS AT THE EARLIEST POSSIBLE DATE.

23 (e) A CLEARLY DEFINED AND DOCUMENTED PLAN FOR
24 GRADUATION PROVIDED TO THE JUSTICE-ENGAGED STUDENT AND THE
25 STUDENT'S FAMILY OR CAREGIVER UPON RE-ENTRY, RE-ENROLLMENT, OR
26 CONTINUATION WITH A LOCAL EDUCATION PROVIDER;

27 (f) PRIVACY, INCLUDING PRIVACY WHEN RELATED TO DIVERSION,

1 PROBATION, OR QUESTIONING ABOUT A CRIME AT A LOCAL EDUCATION
2 PROVIDER AND NOT IN VIEW OF THE STUDENT'S PEERS. IF SUCH A VISIT IS
3 NECESSARY, THE APPROPRIATE OFFICER SHALL SCHEDULE THE VISIT IN
4 ADVANCE WITH THE LOCAL EDUCATION PROVIDER'S OFFICE IN A PRIVATE
5 AREA OUT OF SIGHT OF THE OTHER STUDENTS.

6 (g) PROTECTION BY THE FEDERAL "INDIVIDUALS WITH
7 DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS
8 AMENDED, SECTION 504 OF THE FEDERAL "REHABILITATION ACT OF 1973",
9 29 U.S.C. SEC. 794, AS AMENDED, APPLICABLE FOSTER CARE
10 REGULATIONS, AND THE FEDERAL "MCKINNEY-VENTO HOMELESS
11 ASSISTANCE ACT", 42 U.S.C. SEC. 11431 ET SEQ.;

12 [REDACTED]
13 (h) CREATE EVIDENCE OF AND BE EVALUATED FOR GIFTEDNESS
14 WITH SUPPORT AND INFORMATION FROM THE JUSTICE-ENGAGED STUDENT'S
15 FAMILY OR CAREGIVERS TO ALLOW CONSIDERATION OF THE
16 JUSTICE-ENGAGED STUDENT FOR GIFTED AND TALENTED PROGRAMS THAT
17 ARE AVAILABLE WITHIN EXISTING RESOURCES; AND

18 (i) PARTICIPATE IN SCHOOL ACTIVITIES AND COLLEGE OR CAREER
19 READINESS PATHWAYS, INCLUDING, BUT NOT LIMITED TO, CAREER AND
20 TECHNICAL CERTIFICATION PROGRAMS, IN ACCORDANCE WITH THE RULES
21 PROMULGATED BY THE STATE BOARD OF EDUCATION PURSUANT TO THIS
22 ARTICLE 108.

23 **22-108-104. Educational support for justice-engaged students**
24 **- local education provider responsibilities - point-of-contact person**
25 **- guidance - automatic referral to multi-tiered systems of supports.**

26 (1) EACH LOCAL EDUCATION PROVIDER IN THE STATE SHALL:

27 (a) PROMINENTLY PUBLISH ON ITS WEBSITE AN EXPLANATION OF

1 SERVICES AND RESOURCES AVAILABLE FOR JUSTICE-ENGAGED STUDENTS,
2 INCLUDING THE NAME, PHONE NUMBER, AND EMAIL ADDRESS OF A
3 POINT-OF-CONTACT PERSON AT THE LOCAL EDUCATION PROVIDER. THE
4 INFORMATION SHOULD BE EASILY ACCESSIBLE AND OFFERED IN MULTIPLE
5 LANGUAGES, AS BEST SUITS THE NEEDS OF THE DEMOGRAPHIC MAKEUP OF
6 THE AREA IN WHICH THE LOCAL EDUCATION PROVIDER IS LOCATED.

7 (b) DESIGNATE ONE PERSON TO SERVE AS POINT OF CONTACT FOR
8 JUSTICE-ENGAGED STUDENTS AND THEIR FAMILIES OR CAREGIVERS. THE
9 POINT-OF-CONTACT PERSON SHALL RESPOND TO INQUIRIES AND CONNECT
10 WITH JUSTICE-ENGAGED STUDENTS AND THEIR FAMILIES OR CAREGIVERS
11 WITHIN THREE BUSINESS DAYS AFTER AN INQUIRY, PURSUANT TO THE
12 JUSTICE-ENGAGED STUDENT'S BILL OF RIGHTS ESTABLISHED IN SECTION
13 22-108-103. FOR SMALL AND RURAL SCHOOL DISTRICTS THAT ARE NOT
14 MEMBERS OF A BOCES, A DESIGNATED SUPPORT PERSON WITHIN THE
15 DEPARTMENT MAY ACT AS A POINT OF CONTACT FOR THE PURPOSES OF
16 THIS SECTION, PURSUANT TO SECTION 22-108-109.

17 (2) (a) THE DESIGNATED POINT-OF-CONTACT PERSON FOR EACH
18 LOCAL EDUCATION PROVIDER SHALL READ AND UNDERSTAND THE
19 GUIDANCE DEVELOPED AND PROVIDED PURSUANT TO SUBSECTION (2)(b)
20 OF THIS SECTION UPON DESIGNATION AS THE POINT-OF-CONTACT. ■ ■ ■
21 THE POINT-OF-CONTACT PERSON SHALL BE KNOWLEDGEABLE ABOUT
22 ALTERNATIVE EDUCATION OPTIONS AND WRAPAROUND SERVICES
23 AVAILABLE TO STUDENTS ENROLLED IN THE LOCAL EDUCATION PROVIDER.

24 (b) THE DEPARTMENT SHALL PARTNER WITH PERSONS INVOLVED
25 WITH JUSTICE-ENGAGED STUDENTS IN THE STATE TO DEVELOP GUIDANCE
26 THAT ALIGNS WITH THE JUSTICE-ENGAGED STUDENT'S BILL OF RIGHTS
27 ESTABLISHED IN SECTION 22-108-103 AND THAT INCLUDES GUIDANCE IN

1 STATE ATTENDANCE LAWS, CASES PERTAINING TO EDUCATION AS A
2 PROTECTED PROPERTY INTEREST, RE-ENTRY BEST PRACTICES, THE CREDIT
3 TRANSFER PROCESS DEVELOPED PURSUANT TO SECTION 22-108-106, AND
4 REQUIREMENTS OF THE FEDERAL "INDIVIDUALS WITH DISABILITIES
5 EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED, OR SECTION
6 504 OF THE FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 794,
7 AS AMENDED. ON OR BEFORE AUGUST 1, 2026, THE DEPARTMENT SHALL
8 DEVELOP GUIDANCE AND MAKE IT AVAILABLE TO LOCAL EDUCATION
9 PROVIDERS ONLINE AND IN MODULES FOR EASE OF ACCESS. EACH
10 LOCAL EDUCATION PROVIDER SHALL ENSURE THAT THE
11 POINT-OF-CONTACT PERSON FOR THE PROVIDER HAS COMPLETE
12 UNDERSTANDING OF THE GUIDANCE DEVELOPED PURSUANT TO THIS
13 SUBSECTION (2)(b) ON OR BEFORE THE PUPIL ENROLLMENT COUNT DAY AS
14 DEFINED IN SECTION 22-54-103 AND MAINTAIN THE POSITION OF A
15 DESIGNATED POINT-OF-CONTACT PERSON.

16 (c) THE GUIDANCE DEVELOPED PURSUANT TO SUBSECTION (2)(b)
17 OF THIS SECTION IS RECOMMENDED FOR ANY PERSON ACTING AS A CHILD
18 WELFARE EDUCATION LIAISON, GUARDIAN AD LITEM, COUNSEL FOR YOUTH,
19 OR OTHER OFFICERS WHO WORK WITH YOUTH. THE DEPARTMENT SHALL
20 MAKE THE GUIDANCE PUBLICLY AVAILABLE TO ANY YOUTH-SERVING
21 AGENCY OR COMMUNITY-BASED ORGANIZATION.

22 (3) THE POINT-OF-CONTACT PERSON SHALL ACTIVELY ENGAGE
23 WITH JUSTICE-ENGAGED STUDENTS AND THEIR FAMILIES OR CAREGIVERS
24 TO EXPLORE ALTERNATIVE SOLUTIONS FOR EDUCATIONAL ATTAINMENT
25 BEFORE RESORTING TO A DENIAL OF ACCESS TO EDUCATION PURSUANT TO
26 ARTICLE 33 OF THIS TITLE 22, AND IF THE LOCAL EDUCATION PROVIDER
27 DENIES THE STUDENT ACCESS TO EDUCATION, THE POINT-OF-CONTACT

1 PERSON SHALL REFER THE STUDENT TO THE HOTLINE CREATED PURSUANT
2 TO SECTION 22-108-108.

3 (4) UPON NOTIFICATION OR REQUEST, A LOCAL EDUCATION
4 PROVIDER WILL WORK WITH THE TEAM OF PROFESSIONALS, INCLUDING THE
5 MULTI-TIERED SYSTEMS OF SUPPORTS AND APPROPRIATE INTERVENTION
6 TEAMS, FAMILIES, AND JUSTICE-ENGAGED STUDENTS, TO ENSURE A
7 PATHWAY TO GRADUATION THAT IS CONSISTENT WITH REQUIREMENTS SET
8 FORTH IN SECTIONS 22-2-106, 22-2-406, AND 22-32-109, INCLUDING
9 WORKFORCE DEVELOPMENT OPPORTUNITIES, ACCESS TO ALTERNATIVE
10 EDUCATIONAL PROGRAMMING, AND MENTAL HEALTH AND OTHER
11 SUPPORTS AS AND IF APPROPRIATE AND AVAILABLE. THE TEAM SHALL
12 DEVELOP A PLAN TO GUIDE IMPLEMENTATION OF THESE SUPPORTS.

13
14 **22-108-105. Justice-engaged students interagency working**
15 **group - duties - recommendations - rules.** (1) ON OR BEFORE JULY 1,
16 2024, THE DEPARTMENT SHALL CONVENE AN INTERAGENCY WORKING
17 GROUP COMPRISED OF MEMBERS FROM THE DEPARTMENT OF EDUCATION,
18 AS APPOINTED BY THE COMMISSIONER; THE DEPARTMENT OF HUMAN
19 SERVICES, AS APPOINTED BY THE EXECUTIVE DIRECTOR; THE DIVISION OF
20 YOUTH SERVICES, AS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE
21 DEPARTMENT OF HUMAN SERVICES; AND THE JUDICIAL DEPARTMENT, AS
22 APPOINTED BY THE CHIEF JUSTICE.

23 (2) THE INTERAGENCY WORKING GROUP SHALL, AT A MINIMUM,
24 REVIEW AND MAKE RECOMMENDATIONS TO THE DEPARTMENT OF
25 EDUCATION AND THE JOINT EDUCATION COMMITTEES OF THE HOUSE OF
26 REPRESENTATIVES AND THE SENATE NO LATER THAN DECEMBER 1, 2024,
27 REGARDING:

1 (a) CRITERIA AND A MECHANISM FOR IDENTIFYING AND
2 QUANTIFYING THE NUMBER OF JUSTICE-ENGAGED STUDENTS;

3 (b) INDICATORS OF AND CONTRIBUTING FACTORS TO ACADEMIC
4 ATTAINMENT;

5 (c) DATA-SHARING AGREEMENTS AND REGULATORY AND
6 STATUTORY CHANGES REQUIRED TO IMPLEMENT THE RECOMMENDATIONS;

7 (d) ADDITIONAL FUNDING OR SYSTEM ENHANCEMENTS REQUIRED
8 TO IMPLEMENT THE RECOMMENDATIONS MADE PURSUANT TO THIS
9 SUBSECTION (2); AND

10 (e) ANY OTHER RECOMMENDATIONS THAT THE INTERAGENCY
11 WORKING GROUP FINDS RELEVANT TO BETTER UNDERSTAND OUTCOMES
12 FOR JUSTICE-ENGAGED STUDENTS AND WAYS THE STATE CAN SUPPORT
13 THIS POPULATION.

14 (3) THE INTERAGENCY WORKING GROUP SHALL CONSULT WITH
15 LOCAL EDUCATION PROVIDERS TO DETERMINE WHAT DATA IS NEEDED BY
16 DECEMBER 31, 2024.

17 (4) BEGINNING JULY 1, 2025, THE STATE BOARD OF EDUCATION
18 SHALL PROMULGATE ANY NECESSARY RULES OR REQUEST STATUTORY
19 CHANGES TO IMPLEMENT THE RECOMMENDATIONS MADE BY THE
20 INTERAGENCY WORKING GROUP.

21 **22-108-106. Credit transfer from state custody situations -**
22 **rules - definition.** (1) FOR THE PURPOSES OF THIS SECTION, "CUSTODY"
23 MEANS, BUT IS NOT LIMITED TO, TIME SPENT IN A FACILITY OPERATED BY
24 THE DEPARTMENT OF HUMAN SERVICES, FACILITY SCHOOL, PSYCHIATRIC
25 FACILITY, OR DAY TREATMENT CENTER.

26 (2) THE STATE BOARD OF EDUCATION, IN COLLABORATION WITH
27 THE DEPARTMENT AND THE DIVISION OF YOUTH SERVICES, THE JUDICIAL

1 DEPARTMENT, INTERESTED STAKEHOLDERS, AND JUSTICE-ENGAGED
2 STUDENTS AND THEIR FAMILIES OR CAREGIVERS, SHALL PROMULGATE
3 RULES ON OR BEFORE AUGUST 1, 2025, TO ESTABLISH A PROCESS AND TO
4 ENSURE THAT YOUTH IN CUSTODY HAVE ACCESS TO QUALITY
5 EDUCATIONAL PROGRAMS AND RECEIVE CREDITS FOR ANY WORK
6 COMPLETED UPON THE YOUTH'S RETURN TO THE TRADITIONAL
7 EDUCATIONAL ENVIRONMENT. THE PROCESS AND FRAMEWORK MUST BE
8 IN PLACE ON OR BEFORE AUGUST 30, 2025, AND BE INCLUDED IN THE
9 GUIDANCE REQUIRED PURSUANT TO SECTION 22-108-104.
10 NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION (2), A
11 LOCAL EDUCATION PROVIDER RETAINS THE RIGHT TO SUSPEND OR EXPEL
12 A JUSTICE-ENGAGED STUDENT PURSUANT TO SECTIONS 22-33-105 AND
13 22-33-106.

14 **22-108-107. Justice-engaged students - participation in school**
15 **activities.** ON OR BEFORE AUGUST 30, 2025, THE DEPARTMENT SHALL
16 PROVIDE GUIDANCE TO LOCAL EDUCATION PROVIDERS ON HOW TO ALLOW
17 A JUSTICE-ENGAGED STUDENT TO RECEIVE AN ACCOMMODATION TO
18 PARTICIPATE IN SCHOOL ACTIVITIES, INCLUDING GRADUATION
19 CEREMONIES, SPORTING EVENTS, AFTER-SCHOOL ACTIVITIES, DANCES,
20 CLUBS, AND COLLEGE OR CAREER READINESS PATHWAYS, INCLUDING, BUT
21 NOT LIMITED TO, CAREER AND TECHNICAL CERTIFICATION PROGRAMS. THE
22 ACCOMMODATIONS MAY INCLUDE, BUT ARE NOT LIMITED TO, THE OPTION
23 FOR A FAMILY MEMBER OR OTHER INVESTED ADULT TO ACCOMPANY THE
24 JUSTICE-ENGAGED STUDENT TO THE SCHOOL ACTIVITY.

25 **22-108-108. Statewide justice-engaged student hotline - report**
26 **- repeal.** (1) ON OR BEFORE SEPTEMBER 1, 2026, THE DEPARTMENT SHALL
27 SELECT AND CONTRACT WITH AN ENTITY TO ESTABLISH AND MAINTAIN A

1 STATEWIDE HOTLINE FOR JUSTICE-ENGAGED STUDENTS, FAMILIES AND
2 CAREGIVERS, JUSTICE SYSTEM PERSONNEL, AND EDUCATION PERSONNEL.
3 THE HOTLINE MUST BE ACCESSIBLE IN AT LEAST ENGLISH AND SPANISH
4 AND PROVIDE ACCESSIBILITY OPTIONS FOR PERSONS WITH DISABILITIES,
5 AND OFFER REFERRALS FOR LEGAL ADVICE, SCHOOL OPTIONS, AND OTHER
6 NECESSARY WRAPAROUND SERVICES AND SUPPORTS. THE ENTITY
7 OPERATING THE HOTLINE SHALL TRACK THE TYPES OF CALLS RECEIVED TO
8 IDENTIFY AND ADDRESS GAPS IN COMMUNICATION REGARDING
9 EDUCATIONAL OPTIONS FOR JUSTICE-ENGAGED STUDENTS. EACH
10 JUSTICE-ENGAGED STUDENT SHALL BE PROVIDED INFORMATION ABOUT
11 THE HOTLINE BY LAW ENFORCEMENT AFTER TICKETING OR ARREST, BY THE
12 DIVISION AFTER RELEASE FROM THE DIVISION, AND BY LOCAL EDUCATION
13 PROVIDERS AFTER NOTIFICATION THAT A STUDENT IS JUSTICE-ENGAGED.

14 (2) ON OR BEFORE JUNE 30, 2025, AND EACH JUNE 30 THEREAFTER,
15 THE ENTITY OPERATING THE HOTLINE SHALL SUBMIT A WRITTEN REPORT
16 TO THE DEPARTMENT AND THE STATE BOARD OF EDUCATION THAT
17 CATEGORIZES AND SUMMARIZES THE NUMBER OF CALLS RECEIVED, TYPE
18 OF PERSON CALLING THE HOTLINE, TYPES OF SUPPORTS OR REFERRALS
19 PROVIDED, AND GEOGRAPHY OF CALLS RECEIVED SO THAT SERVICE GAPS
20 CAN BE IDENTIFIED.

21 (3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2028.

22 **22-108-109. Support person to assist students in small and**
23 **rural districts. BEGINNING JULY 1, 2025, AS REQUIRED BY SECTION**
24 **22-108-104 (1)(b), THE DEPARTMENT SHALL ASSIST A STUDENT FROM**
25 **SMALL AND RURAL SCHOOL DISTRICTS OR WHO HAS BEEN DENIED**
26 **RE-ENTRY TO THE STUDENT'S LOCAL EDUCATION PROVIDER PURSUANT TO**
27 **SECTION 22-33-105. THE SUPPORT PERSON SHALL WORK WITH THE SMALL**

1 OR RURAL SCHOOL DISTRICT, ALONG WITH THE MULTI-TIERED SYSTEMS OF
2 SUPPORT TEAM, AND OTHER APPROPRIATE LOCAL EDUCATION PROVIDERS
3 TO ALLOW THE STUDENT TO RE-ENTER SCHOOL. NOTWITHSTANDING ANY
4 OTHER PROVISION OF THIS SECTION, A LOCAL EDUCATION PROVIDER
5 RETAINS THE RIGHT TO SUSPEND OR EXPEL A JUSTICE-ENGAGED STUDENT
6 PURSUANT TO SECTIONS 22-33-105 AND 22-33-106.

7 **SECTION 2.** In Colorado Revised Statutes, 19-2.5-303, **amend**
8 **(2)(f)** as follows:

9 **19-2.5-303. Duty of officer - screening teams - notification -**
10 **release or detention.** (2) (f) The screening team and the juvenile court
11 shall use the results from the detention screening instrument in making a
12 release determination. THE COURT IS ENCOURAGED TO TAKE INTO
13 CONSIDERATION THE JUVENILE'S EDUCATIONAL PROGRESS AND ABILITY TO
14 ACHIEVE CREDITS TOWARD GRADUATION. Release options include
15 allowing a juvenile to return home with no supervision, or with limited
16 supervision such as a location monitoring device, or a referral to a
17 preadjudication alternative to detention or service program established
18 pursuant to section 19-2.5-606.

19 **SECTION 3.** In Colorado Revised Statutes, 19-2.5-306, **add**
20 **(4)(a.5)** as follows:

21 **19-2.5-306. Conditions of release - personal recognizance**
22 **bond.** (4) (a.5) THE JUDGE OR MAGISTRATE IS ENCOURAGED TO TAKE
23 INTO CONSIDERATION THE JUVENILE'S EDUCATIONAL PROGRESS AND
24 ABILITY TO ACHIEVE CREDITS TOWARD GRADUATION.

25 **SECTION 4.** In Colorado Revised Statutes, 19-2.5-1117, **amend**
26 **(1)(a)**; and **add (1)(d)** as follows:

27 **19-2.5-1117. Sentencing - commitment to the department of**

1 **human services - definitions.** (1) (a) Except as otherwise required in
2 subsection (6) of this section and section 19-2.5-1127 for an aggravated
3 juvenile offender, the court may commit a juvenile to the department of
4 human services for a determinate period of up to two years if the juvenile
5 is adjudicated for an offense that would constitute a felony or a
6 misdemeanor if committed by an adult; except that, if the juvenile is
7 younger than twelve years of age and is not adjudicated an aggravated
8 juvenile offender, the court may commit the juvenile to the department of
9 human services only if the juvenile is adjudicated for an offense that
10 would constitute a class 1, class 2, or class 3 felony if committed by an
11 adult. IF THE COURT COMMITS A JUSTICE-ENGAGED STUDENT, AS DEFINED
12 IN SECTION 22-108-102, TO THE DEPARTMENT OF HUMAN SERVICES FOR
13 ANY OFFENSE THAT DOES NOT INCLUDE A PHYSICAL THREAT OR BODILY
14 INJURY TO ANOTHER PERSON, THE COURT IS ENCOURAGED TO ORDER THAT
15 THE COMMITMENT TAKE PLACE IN A MANNER THAT ALLOWS THE
16 JUSTICE-ENGAGED STUDENT TO CONTINUE TO ATTEND SCHOOL PRIOR TO
17 COMMITMENT TO AVOID DISRUPTION OF THE JUSTICE-ENGAGED STUDENT'S
18 ACADEMIC PROGRESS AND ABILITY TO ACHIEVE CREDITS FOR A SEMESTER.
19 WHEN POSSIBLE, THE COURT MAY ORDER COMMITMENT AS FOLLOWS:

20 (I) IF THE SENTENCING TAKES PLACE IN THE FALL SEMESTER, THE
21 JUSTICE-ENGAGED STUDENT MAY REMAIN IN SCHOOL TO COMPLETE THE
22 FALL SEMESTER AND BEGIN COMMITMENT AT THE BEGINNING OF THE
23 SPRING SEMESTER;

24 (II) IF THE SENTENCING TAKES PLACE IN THE SPRING SEMESTER,
25 THE JUSTICE-ENGAGED STUDENT MAY REMAIN IN SCHOOL TO COMPLETE
26 THE SPRING SEMESTER AND BEGIN COMMITMENT AT THE BEGINNING OF
27 THE SUMMER SEMESTER; AND

1 (III) IF THE SENTENCING TAKES PLACE IN THE SUMMER SEMESTER,
2 THE JUSTICE-ENGAGED STUDENT MAY REMAIN IN SCHOOL TO COMPLETE
3 THE SUMMER SEMESTER AND BEGIN COMMITMENT AT THE BEGINNING OF
4 THE FALL SEMESTER.

5 (d) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,
6 A LOCAL EDUCATION PROVIDER RETAINS THE RIGHT TO SUSPEND OR EXPEL
7 A JUSTICE-ENGAGED STUDENT PURSUANT TO SECTIONS 22-33-105 AND
8 22-33-106.

9

10 **SECTION 5. Appropriation.** For the 2024-25 state fiscal year,
11 \$82,883 is appropriated to the department of education for use by student
12 pathways. This appropriation is from the general fund and is based on an
13 assumption that the division will require an additional 0.1 FTE. To
14 implement this act, the division may use this appropriation for supports
15 for youth in juvenile justice system.

16 **SECTION 6. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly; except
19 that, if a referendum petition is filed pursuant to section 1 (3) of article V
20 of the state constitution against this act or an item, section, or part of this
21 act within such period, then the act, item, section, or part will not take
22 effect unless approved by the people at the general election to be held in
23 November 2024 and, in such case, will take effect on the date of the
24 official declaration of the vote thereon by the governor.