

CHAPTER 147

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 20-1229

BY REPRESENTATIVE(S) Buentello, Arndt, Bird, Bockenfeld, Buckner, Champion, Cutter, Esgar, Exum, Gray, Hooton, Kipp, Kraft-Tharp, Lontine, McCluskie, McKean, McLachlan, Michaelson Jenet, Mullica, Roberts, Snyder, Soper, Tipper, Titone, Valdez D., Will, Wilson, Woodrow, Young, Benavidez, Coleman, Jaquez Lewis, Weissman, Becker;
 also SENATOR(S) Cooke and Bridges, Crowder, Donovan, Fields, Gardner, Ginal, Gonzales, Hansen, Lee, Lundeen, Moreno, Pettersen, Priola, Rankin, Story, Tate, Todd, Winter, Woodward, Zenzinger, Garcia.

AN ACT

CONCERNING AUTHORIZING THE PEACE OFFICERS STANDARDS AND TRAINING BOARD TO ESTABLISH A SCHOLARSHIP PROGRAM FOR LAW ENFORCEMENT AGENCIES WITH LIMITED RESOURCES TO ASSIST THE AGENCIES WITH THE PAYMENT OF TUITION COSTS FOR PEACE OFFICER CANDIDATES TO ATTEND AN APPROVED BASIC LAW ENFORCEMENT TRAINING ACADEMY.

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

SECTION 1. In Colorado Revised Statutes, 24-31-310, **amend** (2) and (3); and **add** (4) as follows:

24-31-310. Resources for the training of peace officers - peace officers in rural jurisdictions - legislative declaration. (2) The ~~moneys~~ MONEY collected and transferred to the P.O.S.T. board cash fund pursuant to section 42-3-304 (24) ~~C.R.S., shall~~ MUST be used to provide training programs for peace officers, especially peace officers in rural and smaller jurisdictions that have limited resources due to the size or location of such jurisdictions. The ~~moneys shall~~ MONEY MUST be used and distributed pursuant to ~~subsection (3)~~ SUBSECTION (3) OR (4) of this section.

(3) The ~~moneys~~ MONEY collected and transferred to the P.O.S.T. board cash fund pursuant to section 42-3-304 (24) ~~C.R.S., shall~~ MUST be used and distributed as determined by the P.O.S.T. board. The ~~moneys~~ MONEY in the fund ~~shall~~ MUST be used to pay the salary and benefits of any employee hired by the department of law in order to administer the peace officer training programs and to cover any other costs incurred by the P.O.S.T. board in connection with such programs. Under no circumstance shall general fund ~~moneys~~ MONEY be used to cover such costs

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.

incurred by the department of law or the P.O.S.T. board.

(4) (a) SUBJECT TO THE AVAILABLE MONEY COLLECTED, TRANSFERRED TO, AND REMAINING IN THE P.O.S.T. BOARD CASH FUND, THE P.O.S.T. BOARD MAY ESTABLISH A SCHOLARSHIP PROGRAM FOR LAW ENFORCEMENT AGENCIES IN RURAL AND SMALLER JURISDICTIONS WITH LIMITED RESOURCES DUE TO THEIR SIZE OR LOCATION TO ASSIST THE AGENCIES WITH THE PAYMENT OF TUITION COSTS FOR PEACE OFFICER CANDIDATES TO ATTEND AN APPROVED BASIC LAW ENFORCEMENT TRAINING ACADEMY. A PERSON WHOSE TUITION COSTS TO ATTEND AN APPROVED BASIC LAW ENFORCEMENT TRAINING ACADEMY WERE PAID FOR PURSUANT TO THIS SUBSECTION (4) MUST BE EMPLOYED FOR AT LEAST THREE YEARS BY A LAW ENFORCEMENT AGENCY IN A RURAL AND SMALL JURISDICTION AFTER ATTENDING THE APPROVED BASIC LAW ENFORCEMENT TRAINING ACADEMY OR THE PERSON SHALL REIMBURSE THE COST OF ATTENDING THE BASIC LAW ENFORCEMENT TRAINING ACADEMY TO THE P.O.S.T. BOARD.

(b) THE P.O.S.T. BOARD SHALL PROMULGATE RULES AS MAY BE NECESSARY TO IMPLEMENT AND ADMINISTER THE SCHOLARSHIP PROGRAM.

(c) AS USED IN THIS SUBSECTION (4), UNLESS THE CONTEXT OTHERWISE REQUIRES, "RURAL" MEANS AN AREA DEFINED OR DESIGNATED AS RURAL BY THE FEDERAL OFFICE OF MANAGEMENT AND BUDGET.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 29, 2020