

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 22-0005.01 Conrad Imel x2313

SENATE BILL 22-150

SENATE SPONSORSHIP

Danielson,

HOUSE SPONSORSHIP

Duran and Herod,

Senate Committees
Judiciary

House Committees

A BILL FOR AN ACT

101 CONCERNING RESPONDING TO THE MISSING INDIGENOUS PERSONS
102 CRISIS, AND, IN CONNECTION THEREWITH, ESTABLISHING THE
103 OFFICE OF LIAISON FOR MISSING AND MURDERED INDIGENOUS
104 RELATIVES.

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 the office of liaison for missing and murdered indigenous relatives (office) in the department of public safety (department). The bill lists the office's duties, which include assisting

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.

with missing indigenous persons investigations and homicide cases involving indigenous victims; taking measures to address issues relating to missing or murdered indigenous persons; and providing assistance to families of victims. Office personnel have access to criminal justice records and medical, coroner, and laboratory records in the custody of a state or local agency that are relevant and necessary for the office to perform its duties.

A community volunteer advisory board (board) is established in the office to identify and advise the office on areas of concern regarding missing or murdered indigenous relatives and issues of collaborative efforts related to missing or murdered indigenous relatives. The executive director appoints members to the board. Members are not office personnel.

In carrying out its duties, the office is required to collaborate with the Colorado commission of Indian affairs; federally recognized tribes; state, local, and tribal law enforcement agencies; and indigenous-led organizations. The office must publish on its public website an overview of missing and murdered indigenous persons injustice.

The bill requires the Colorado bureau of investigation (bureau) to work with the office and federal, state, tribal, and local law enforcement agencies for the efficient investigation of missing or murdered indigenous persons. The bureau must operate a clearinghouse database on missing indigenous persons from Colorado and prepare an annual report on information about missing or murdered indigenous persons. The bureau is required to operate a missing indigenous person alert program.

The bill requires peace officers to receive training concerning issues relating to missing or murdered indigenous persons. The peace officer standards and training board must work with the office to develop and facilitate the training.

The bill requires a law enforcement agency that receives a report of a missing indigenous person to notify the bureau.

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

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds and declares that:

4 (a) Sixty-one percent of American Indian and Alaska native
5 women have been assaulted in their lifetimes;

6 (b) Compared to all other races, American Indians and Alaska
7 natives are two and one-half times more likely to experience violent

1 crimes and at least two times more likely to experience rape or sexual
2 assault crimes;

3 (c) Jurisdictional issues and data-sharing barriers between
4 intergovernmental agencies and tribal governments result in confusing
5 reporting mechanisms for those whose relatives are missing or murdered
6 and very limited data about those missing or murdered indigenous
7 relatives;

8 (d) It is necessary to develop and promote best practices and
9 training for:

10 (I) Promoting community relations with indigenous populations;

11 (II) Law enforcement's response to indigenous persons who report
12 missing relatives; and

13 (III) Data collection relating to reports of missing or murdered
14 indigenous relatives;

15 (e) Other states, including Montana, Oklahoma, and Wyoming,
16 have adopted legislation establishing entities to address issues related to
17 violence against indigenous persons, including addressing jurisdictional
18 and data-sharing barriers and a lack of best practices for law enforcement;
19 and

20 (f) Colorado can best serve and seek justice for indigenous
21 persons who have been the victims of violence by establishing an office
22 to serve as a liaison on behalf of missing or murdered indigenous
23 relatives.

24 **SECTION 2.** In Colorado Revised Statutes, **add** part 25 to article
25 33.5 of title 24 as follows:

26 PART 25

27 OFFICE OF LIAISON FOR

1 MISSING AND MURDERED INDIGENOUS RELATIVES

2 **24-33.5-2501. Definitions.** AS USED IN THIS PART 25, UNLESS THE
3 CONTEXT OTHERWISE REQUIRES:

4 (1) "DIRECTOR" MEANS THE DIRECTOR OF THE OFFICE, APPOINTED
5 PURSUANT TO SECTION 24-33.5-2502 (2).

6 (2) "INDIGENOUS" MEANS HAVING DESCENDED FROM PEOPLE WHO
7 WERE LIVING IN NORTH AMERICA PRIOR TO THE TIME PEOPLE FROM
8 EUROPE BEGAN SETTLING IN NORTH AMERICA, BEING AN ENROLLED
9 MEMBER OF A FEDERALLY RECOGNIZED INDIAN TRIBE, OR BEING A LINEAL
10 DESCENDANT OF A TRIBALLY ENROLLED PARENT OR GUARDIAN.

11 (3) "INDIGENOUS-LED ORGANIZATION" MEANS AN ORGANIZATION
12 OR ENTITY WHOSE BOARD OR DECISION-MAKING BODY MEMBERSHIP IS
13 ENTIRELY INDIGENOUS AND WHOSE STAFF IS COMPRISED OF AT LEAST
14 SEVENTY PERCENT INDIGENOUS PERSONS.

15 (4) "MISSING OR MURDERED INDIGENOUS RELATIVE" MEANS ANY
16 MISSING OR MURDERED INDIGENOUS PERSON.

17 (5) "OFFICE" MEANS THE OFFICE OF LIAISON FOR MISSING AND
18 MURDERED INDIGENOUS RELATIVES ESTABLISHED IN SECTION
19 24-33.5-2502.

20 **24-33.5-2502. Office of liaison for missing and murdered**
21 **indigenous relatives - created - director - collaboration.** (1) THERE IS
22 CREATED IN THE DEPARTMENT THE OFFICE OF LIAISON FOR MISSING AND
23 MURDERED INDIGENOUS RELATIVES TO WORK ON BEHALF OF THOSE WHO
24 ARE MISSING OR MURDERED. THE OFFICE SHALL EXERCISE ITS POWERS AND
25 PERFORM ITS DUTIES AND FUNCTIONS UNDER THE DEPARTMENT AS IF THE
26 OFFICE WERE TRANSFERRED TO THE DEPARTMENT BY A **TYPE 2** TRANSFER
27 AS DEFINED IN SECTION 24-1-105.

1 (2) (a) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL
2 APPOINT THE DIRECTOR OF THE OFFICE PURSUANT TO SECTION 13 OF
3 ARTICLE XII OF THE STATE CONSTITUTION. THE DIRECTOR OF THE OFFICE
4 MUST BE A PERSON CLOSELY CONNECTED TO A TRIBE OR THE INDIGENOUS
5 COMMUNITY AND WHO IS HIGHLY KNOWLEDGEABLE ABOUT CRIMINAL
6 INVESTIGATIONS. THE EXECUTIVE DIRECTOR IS ENCOURAGED TO CONSIDER
7 CANDIDATES FOR APPOINTMENT WHO ARE RECOMMENDED BY TRIBES AND
8 INDIGENOUS COMMUNITIES.

9 (b) THE DIRECTOR MAY APPOINT STAFF AS NECESSARY TO CARRY
10 OUT THE DUTIES OF THE OFFICE. IN APPOINTING STAFF FOR THE OFFICE, THE
11 DIRECTOR SHALL GIVE PREFERENCE TO THOSE WITH EXPERIENCE WORKING
12 WITH INDIGENOUS PERSONS AND INDIAN TRIBES. THE DIRECTOR SHALL
13 ENCOURAGE INDIGENOUS PERSONS TO APPLY FOR POSITIONS IN THE OFFICE.

14 (3) IN CARRYING OUT ITS DUTIES, THE OFFICE SHALL COLLABORATE
15 WITH ANY RELEVANT ENTITIES, INCLUDING THE COLORADO COMMISSION
16 OF INDIAN AFFAIRS, FEDERALLY RECOGNIZED TRIBES, INDIGENOUS-LED
17 ORGANIZATIONS, TRIBAL AND LOCAL LAW ENFORCEMENT AGENCIES, THE
18 COLORADO BUREAU OF INVESTIGATION, AND THE COLORADO STATE
19 PATROL.

20 **24-33.5-2503. Office of liaison for missing and murdered**
21 **indigenous relatives - duties - access to information - community**
22 **advisory board.** (1) AT A MINIMUM, THE OFFICE SHALL:

23 (a) FACILITATE TECHNICAL ASSISTANCE AND WORK WITH TRIBAL,
24 STATE, AND FEDERAL LAW ENFORCEMENT AGENCIES ON MISSING PERSONS
25 INVESTIGATIONS AND HOMICIDE CASES INVOLVING INDIGENOUS VICTIMS;

26 (b) DEVELOP A BEST PRACTICES PROTOCOL FOR LAW
27 ENFORCEMENT RESPONSE TO REPORTS OF MISSING INDIGENOUS PEOPLE;

1 (c) CONDUCT CASE REVIEWS AND REPORT ON THE RESULTS OF
2 CASE REVIEWS FOR THE FOLLOWING TYPES OF MISSING OR MURDERED
3 INDIGENOUS RELATIVES CASES:

4 (I) COLD CASES FOR MISSING INDIGENOUS PEOPLE; AND

5 (II) DEATH INVESTIGATION REVIEW FOR CASES OF INDIGENOUS
6 PEOPLE RULED AS SUICIDE OR OVERDOSE UNDER SUSPICIOUS
7 CIRCUMSTANCES;

8 (d) IN ORDER TO BETTER UNDERSTAND CAUSES OF CRIMES WITH A
9 MISSING OR MURDERED INDIGENOUS VICTIM, CONDUCT CASE REVIEWS OF
10 THE PROSECUTION AND SENTENCING FOR CASES WHEN A PERPETRATOR
11 COMMITTED A VIOLENT OR EXPLOITATIVE CRIME AGAINST AN INDIGENOUS
12 PERSON. THE CASE REVIEWS SHOULD IDENTIFY THOSE CASES WHEN THE
13 PERPETRATOR IS A REPEAT OFFENDER.

14 (e) DEVELOP AND MAINTAIN COMMUNICATION WITH RELEVANT
15 DIVISIONS IN THE DEPARTMENT REGARDING ANY CASES INVOLVING
16 MISSING OR MURDERED INDIGENOUS RELATIVES AND REGARDING THE
17 PROCEDURES FOR INVESTIGATING CASES INVOLVING MISSING OR
18 MURDERED INDIGENOUS RELATIVES;

19 (f) UPDATE TRIBAL LAW ENFORCEMENT AGENCIES ON THE STATUS
20 OF CASES INVOLVING A MISSING OR MURDERED MEMBER OF THE TRIBE;

21 (g) COORDINATE, AS RELEVANT, WITH THE FEDERAL BUREAU OF
22 INDIAN AFFAIRS' COLD CASE OFFICE ESTABLISHED AS PART OF ITS
23 OPERATION LADY JUSTICE INITIATIVE, OTHER FEDERAL EFFORTS, AND
24 EFFORTS IN NEIGHBORING STATES TO INVESTIGATE COLD CASES INVOLVING
25 MISSING OR MURDERED INDIGENOUS RELATIVES. THIS SUBSECTION (1)(g)
26 PERTAINS TO STATE AND FEDERAL INVESTIGATIVE EFFORTS. TRIBES ARE
27 SOVEREIGN NATIONS THAT HAVE THE RIGHT TO DETERMINE IF AND HOW

1 THEY WILL COORDINATE ANY INVESTIGATIVE EFFORTS.

2 (h) COORDINATE WITH OTHER STATE AND LOCAL OFFICES
3 INCLUDING, BUT NOT LIMITED TO, AGENCY TRIBAL LIAISONS, THE
4 COLORADO COMMISSION OF INDIAN AFFAIRS, AND COUNTY CORONERS TO
5 DEVELOP TRAINING AND EDUCATION ON MISSING OR MURDERED
6 INDIGENOUS PERSONS ISSUES AND THE GOVERNMENT-TO-GOVERNMENT
7 RELATIONSHIP BETWEEN THE STATE AND TRIBES;

8 (i) WORK WITH THE PEACE OFFICER STANDARD AND TRAINING
9 BOARD TO FACILITATE TRAINING FOR LAW ENFORCEMENT AND MEMBERS
10 OF THE PUBLIC ON ISSUES RELATING TO MISSING OR MURDERED
11 INDIGENOUS PERSONS;

12 (j) DEVELOP BEST PRACTICES FOR DATA ACCURACY AND
13 PROCEDURES TO UPDATE RECORDS WHEN INDIGENOUS VICTIMS ARE
14 INCORRECTLY IDENTIFIED IN REPORTS AND RECOMMEND POLICIES AND
15 BEST PRACTICES FOR MAINTAINING ACCURATE DATA AND CORRECTING
16 VICTIM IDENTITY INACCURACIES IN REPORTS TO RELEVANT TRIBAL, STATE,
17 AND FEDERAL LAW ENFORCEMENT AGENCIES AND ANY OTHER RELEVANT
18 GOVERNMENT AGENCIES;

19 (k) RECOMMEND TO THE HOUSE OF REPRESENTATIVES JUDICIARY
20 COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR
21 SUCCESSOR COMMITTEES, AND ANY RELEVANT LAW ENFORCEMENT
22 AGENCIES, LEGISLATIVE AND AGENCY ACTIONS TO ADDRESS INJUSTICE IN
23 THE CRIMINAL JUSTICE SYSTEM'S RESPONSE TO THE CASES OF MISSING OR
24 MURDERED INDIGENOUS RELATIVES;

25 (l) REVIEW SENTENCING RANGES FOR CRIMES RELATING TO
26 MISSING OR MURDERED INDIGENOUS RELATIVES AND RECOMMEND TO THE
27 HOUSE OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE

1 JUDICIARY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, ANY
2 NECESSARY CHANGES TO THE SENTENCING RANGES;

3 (m) DEVELOP RECOMMENDATIONS AND FACILITATE TRAINING TO
4 STRENGTHEN THE TRAUMA-INFORMED AND VICTIM-CENTERED RESPONSE
5 OF LAW ENFORCEMENT, COURTS, AND THE HEALTH-CARE SYSTEM AS TO
6 THE CAUSE OF VIOLENCE AGAINST INDIGENOUS SURVIVORS AND MAKE THE
7 RECOMMENDATIONS AVAILABLE TO INTERESTED ORGANIZATIONS,
8 RELEVANT TRIBAL, STATE, AND FEDERAL LAW ENFORCEMENT AGENCIES,
9 AND ANY OTHER RELEVANT AGENCIES;

10 (n) ASSIST FAMILIES, TRIBAL AGENCIES, AND NONGOVERNMENTAL
11 ENTITIES IN USING THE NATIONAL MISSING AND UNIDENTIFIED PERSONS
12 SYSTEM ADMINISTERED BY THE NATIONAL INSTITUTE OF JUSTICE WITHIN
13 THE UNITED STATES DEPARTMENT OF JUSTICE, AND OTHER RESOURCES;

14 (o) PROVIDE GUIDANCE TO FAMILIES OF INDIGENOUS VICTIMS ON
15 HOW TO NAVIGATE STATE AND FEDERAL DISTRICT COURT CASES;

16 (p) INFORM INDIGENOUS COMMUNITY MEMBERS AND FAMILY
17 MEMBERS ABOUT ACTIVE COMMUNITY-LED GRASSROOTS OR VOLUNTEER
18 COLLABORATIONS THAT ARE ORGANIZING OR CONDUCTING SEARCH
19 EFFORTS, SUPPORT GROUPS, OR OTHER SUPPORTIVE EFFORTS THAT ARE
20 RELEVANT TO THE COMMUNITY'S OR FAMILY MEMBER'S MISSING OR
21 MURDERED INDIGENOUS RELATIVE; AND

22 (q) CONSULT WITH INDIGENOUS-LED COMMUNITY ORGANIZATIONS
23 THAT SERVE INDIGENOUS POPULATIONS TO PROMOTE, AND DEVELOP BEST
24 PRACTICES FOR PROMOTING, COMMUNITY RELATIONS WITH INDIGENOUS
25 POPULATIONS.

26 (2) (a) NOTWITHSTANDING ANY OTHER STATE LAW TO THE
27 CONTRARY, BUT SUBJECT TO THE REQUIREMENTS OF APPLICABLE

1 PROVISIONS OF FEDERAL LAW, OFFICE PERSONNEL MAY INSPECT, HAVE
2 ACCESS TO, AND OBTAIN INFORMATION FROM CRIMINAL JUSTICE RECORDS,
3 INCLUDING ANY CORRECTIONAL OR DETENTION RECORDS, AND ANY
4 PERTINENT PATIENT MEDICAL, CORONER, AND LABORATORY RECORDS, IN
5 THE CUSTODY OF ANY STATE OR LOCAL AGENCY THAT ARE RELEVANT AND
6 NECESSARY FOR THE OFFICE TO PERFORM ITS DUTIES DESCRIBED IN THIS
7 PART 25. OFFICE PERSONNEL MAY ONLY REVIEW AND INSPECT RECORDS AT
8 REASONABLE TIMES AND WITH NOTICE THAT IS REASONABLE UNDER THE
9 CIRCUMSTANCES. UNDER NO CIRCUMSTANCES MAY OFFICE PERSONNEL
10 HAVE ACCESS PURSUANT TO THIS SUBSECTION (2) TO ANY CRIMINAL
11 JUSTICE OR MEDICAL RECORD THAT IS NOT PERTINENT, RELEVANT, OR
12 NECESSARY FOR THE OFFICE TO PERFORM ITS DUTIES DESCRIBED IN THIS
13 PART 25.

14 (b) ANY RECORD INSPECTED, ACCESSED, OR OTHERWISE OBTAINED
15 OR REVIEWED BY OFFICE PERSONNEL PURSUANT TO THIS SUBSECTION (2)
16 IS STRICTLY CONFIDENTIAL. THE OFFICE SHALL NOT RELEASE, SHARE WITH
17 ANY AGENCY OR INSTITUTION, OR MAKE PUBLIC THE REPORTS OR ANY
18 INFORMATION CONTAINED IN THE REPORTS, EXCEPT AS FOLLOWS:

19 (I) THE OFFICE MAY PUBLICLY RELEASE AGGREGATED
20 INFORMATION IN A MANNER THAT DOES NOT IDENTIFY AN INDIVIDUAL
21 PERSON AND DOES NOT RELEASE ANY INFORMATION THAT MAY BE LINKED
22 TO ANY INDIVIDUAL;

23 (II) THE OFFICE MAY RELEASE THE REPORT OR RECORD, OR
24 INFORMATION LEARNED FROM THE REPORT OR RECORD, TO THE PERSON
25 WHO IS THE SUBJECT OF THE RECORD OR REPORT OR TO THE PERSON'S
26 SPOUSE, PARENT, GRANDPARENT, STEPFATHER, STEPMOTHER, CHILD,
27 GRANDCHILD, BROTHER, SISTER, HALF BROTHER, HALF SISTER, OR SPOUSE'S

1 PARENTS, INCLUDING ANY OF THOSE RELATIONSHIPS CREATED AS A RESULT
2 OF ADOPTION;

3 (III) THE OFFICE MAY RELEASE THE REPORT OR RECORD, OR
4 INFORMATION LEARNED FROM THE REPORT OR RECORD, TO THE EXTENT
5 NECESSARY FOR ANY INVESTIGATION OR PROSECUTION RELATED TO A
6 MISSING OR MURDERED INDIGENOUS PERSON TO A FEDERAL, STATE, OR
7 LOCAL LAW ENFORCEMENT AGENCY, INCLUDING THE FEDERAL BUREAU OF
8 INVESTIGATION, OR ANY PROSECUTOR; AND

9 (IV) IF THE OFFICE IS ORDERED TO RELEASE THE REPORT OR
10 RECORD PURSUANT TO A SEARCH WARRANT, SUBPOENA, OR OTHER COURT
11 ORDER, THE OFFICE MAY RELEASE THE REPORT OR RECORD TO THE PERSON
12 AND TO THE EXTENT ORDERED.

13 (c) AN OFFICER, EMPLOYEE, OR AGENT OF THE OFFICE WHO
14 VIOLATES THIS SECTION BY RELEASING OR MAKING PUBLIC A
15 CONFIDENTIAL REPORT OR RECORD OR CONFIDENTIAL INFORMATION
16 LEARNED FROM A REPORT OR RECORD COMMITS A CLASS 2 MISDEMEANOR
17 AND, UPON CONVICTION THEREOF, SHALL BE PUNISHED AS PROVIDED IN
18 SECTION 18-1.3-501 (1).

19 (3) (a) THERE IS ESTABLISHED IN THE OFFICE THE COMMUNITY
20 VOLUNTEER ADVISORY BOARD TO IDENTIFY AND ADVISE THE OFFICE ON
21 AREAS OF CONCERN REGARDING MISSING OR MURDERED INDIGENOUS
22 RELATIVES AND ISSUES RELATING TO ORGANIZING OR CONDUCTING
23 SEARCH EFFORTS, SUPPORT GROUPS, OR OTHER SUPPORTIVE EFFORTS
24 RELATED TO MISSING OR MURDERED INDIGENOUS RELATIVES. THE
25 ADVISORY BOARD SHALL MEET AT LEAST ONCE PER QUARTER IN STATE
26 FISCAL YEAR 2022-23, AND BIANNUALLY THEREAFTER, AT DATES AND
27 TIMES AS CALLED BY THE EXECUTIVE DIRECTOR. THE ADVISORY BOARD

1 MAY MEET ELECTRONICALLY.

2 (b) THE ADVISORY BOARD IS COMPRISED OF THE FOLLOWING
3 MEMBERS:

4 (I) TEN MEMBERS APPOINTED BY THE EXECUTIVE DIRECTOR, AS
5 FOLLOWS:

6 (A) ONE REPRESENTATIVE OF AN INDIGENOUS-LED ORGANIZATION
7 THAT PROVIDES ADVOCACY OR COUNSELING FOR INDIGENOUS VICTIMS OF
8 VIOLENCE;

9 (B) ONE REPRESENTATIVE OF AN INDIGENOUS-LED ORGANIZATION
10 THAT PROVIDES LEGAL SERVICES FOR INDIGENOUS VICTIMS OF VIOLENCE;

11 (C) ONE REPRESENTATIVE OF AN INDIGENOUS-LED ORGANIZATION
12 THAT PROVIDES HEALTH SERVICES TO INDIGENOUS VICTIMS OF VIOLENCE;

13 (D) ONE REPRESENTATIVE OF A COMMUNITY-BASED
14 ORGANIZATION THAT PROVIDES SERVICES TO AN URBAN INDIGENOUS
15 COMMUNITY;

16 (E) ONE REPRESENTATIVE OF A COMMUNITY-BASED
17 ORGANIZATION THAT PROVIDES SERVICES TO A RURAL INDIGENOUS
18 COMMUNITY;

19 (F) ONE REPRESENTATIVE OF A COMMUNITY-BASED VICTIM
20 ADVOCATE ORGANIZATION SERVING COLORADO'S INDIGENOUS
21 POPULATION;

22 (G) ONE REPRESENTATIVE OF A NATIONAL ORGANIZATION THAT
23 PROVIDES EDUCATION AND AWARENESS OF MISSING AND MURDERED
24 INDIGENOUS RELATIVES; AND

25 (H) THREE MEMBERS WHO ARE INDIGENOUS PEOPLE WHO HAVE
26 BEEN VICTIMS OF VIOLENCE OR ARE A FAMILY MEMBER OF AN INDIGENOUS
27 PERSON WHO HAS BEEN A VICTIM OF VIOLENCE;

1 (II) ONE MEMBER WHO REPRESENTS THE UTE MOUNTAIN UTE
2 TRIBE, APPOINTED BY THE UTE MOUNTAIN UTE TRIBAL COUNCIL;

3 (III) ONE MEMBER WHO REPRESENTS THE SOUTHERN UTE INDIAN
4 TRIBE, APPOINTED BY THE SOUTHERN UTE TRIBAL COUNCIL;

5 (IV) ONE MEMBER WHO REPRESENTS THE UTE INDIAN TRIBE OF
6 THE UINTAH AND OURAY RESERVATION, APPOINTED BY THE NORTHERN
7 UTE TRIBAL COUNCIL;

8 (V) FOUR MEMBERS WHO ARE EACH AN ENROLLED MEMBER OF A
9 TRIBE WITH HISTORICAL TIES TO COLORADO, AS IDENTIFIED ON THE
10 COLORADO TRIBAL CONTACTS LIST DEVELOPED BY HISTORY COLORADO
11 IN PARTNERSHIP WITH THE COLORADO COMMISSION OF INDIAN AFFAIRS;

12 (VI) TWO MEMBERS WITH EXPERTISE IN LAW ENFORCEMENT,
13 APPOINTED BY THE EXECUTIVE DIRECTOR FROM ANY TWO OF THE
14 FOLLOWING CATEGORIES:

15 (A) A PEACE OFFICER WHO WORKS OR RESIDES ON A FEDERALLY
16 RECOGNIZED INDIAN TRIBE'S RESERVATION IN COLORADO;

17 (B) A SHERIFF FROM A COUNTY WITH A POPULATION OF FEWER
18 THAN ONE HUNDRED THOUSAND PERSONS;

19 (C) A SHERIFF FROM AN URBAN COUNTY;

20 (D) A REPRESENTATIVE OF THE COLORADO STATE PATROL, WITH
21 THE APPROVAL OF THE CHIEF OF THE STATE PATROL; OR

22 (E) A REPRESENTATIVE OF THE COLORADO BUREAU OF
23 INVESTIGATION, WITH THE APPROVAL OF THE DIRECTOR OF THE BUREAU;

24 AND

25 (VII) TWO MEMBERS, APPOINTED BY THE EXECUTIVE DIRECTOR,
26 WHO EACH REPRESENT ONE OF THE FOLLOWING:

27 (A) THE ATTORNEY GENERAL'S OFFICE, APPOINTED WITH THE

1 APPROVAL OF THE ATTORNEY GENERAL;

2 (B) THE JUDICIAL BRANCH, APPOINTED WITH THE APPROVAL OF
3 THE STATE COURT ADMINISTRATOR;

4 (C) THE COLORADO COMMISSION OF INDIAN AFFAIRS, APPOINTED
5 WITH THE APPROVAL OF THE COMMISSION'S DIRECTOR;

6 (D) CERTIFIED DEATH INVESTIGATORS, WHO MUST BE A DEATH
7 INVESTIGATOR CERTIFIED BY THE STATE CORONERS ASSOCIATION; OR

8 (E) THE STATE DEPARTMENT OF HUMAN SERVICES, APPOINTED
9 WITH THE APPROVAL OF THE EXECUTIVE DIRECTOR OF THE DEPARTMENT.

10 (c) MEMBERS SERVE AT THE PLEASURE OF THE APPOINTING
11 AUTHORITY. ADVISORY BOARD MEMBERS SERVE WITHOUT COMPENSATION
12 AND WITHOUT REIMBURSEMENT FOR EXPENSES. ADVISORY BOARD
13 MEMBERS ARE NOT OFFICE PERSONNEL.

14 **24-33.5-2504. Gifts, grants, and donations.** THE OFFICE MAY
15 SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE
16 OR PUBLIC SOURCES FOR THE PURPOSES OF THIS PART 25.

17 **24-33.5- 2505. Information dashboard - report.** (1) THE OFFICE
18 SHALL PUBLISH ON ITS PUBLIC WEBSITE OR, IF THE OFFICE DOES NOT HAVE
19 ITS OWN WEBSITE, THE DEPARTMENT'S PUBLIC WEBSITE, A DASHBOARD
20 THAT DISPLAYS, IN AN INTERACTIVE, INTUITIVE, AND VISUAL MANNER,
21 INFORMATION REGARDING MISSING OR MURDERED INDIGENOUS PERSONS,
22 INCLUDING:

23 (a) THE NUMBER OF CASES OF MISSING OR MURDERED INDIGENOUS
24 RELATIVES;

25 (b) THE TRIBAL AFFILIATION OF EACH MISSING OR MURDERED
26 INDIGENOUS RELATIVE, TO THE EXTENT THAT PUBLISHING TRIBAL
27 AFFILIATION DOES NOT IDENTIFY AN INDIVIDUAL PERSON;

1 (c) GEOGRAPHIC INFORMATION REGARDING CASES OF MISSING OR
2 MURDERED INDIGENOUS RELATIVES;

3 (d) THE RESULTS OF CASES OF MISSING OR MURDERED INDIGENOUS
4 RELATIVES; FOR EXAMPLE, WHETHER THE PERSON IS FOUND AND WHETHER
5 A PERPETRATOR HAS BEEN ARRESTED AND CHARGED IN THE CASE AND THE
6 DISPOSITION OF THE CHARGES; AND

7 (e) RESOURCES AVAILABLE FOR FAMILY MEMBERS OF MISSING OR
8 MURDERED INDIGENOUS RELATIVES.

9 (2) (a) ON OR BEFORE DECEMBER 31, 2023, AND ON OR BEFORE
10 DECEMBER 31 OF EACH YEAR THEREAFTER, THE OFFICE SHALL SUBMIT A
11 REPORT ON MISSING OR MURDERED INDIGENOUS RELATIVES TO THE HOUSE
12 OF REPRESENTATIVES JUDICIARY COMMITTEE AND THE SENATE JUDICIARY
13 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE GOVERNOR'S
14 OFFICE. THE OFFICE SHALL MAKE THE REPORT AVAILABLE TO THE PUBLIC
15 ON ITS WEBSITE. THE REPORT MUST INCLUDE AN UPDATE ABOUT MISSING
16 OR MURDERED INDIGENOUS RELATIVES IN COLORADO, INCLUDING THE
17 INFORMATION INCLUDED IN THE DASHBOARD DESCRIBED IN SUBSECTION
18 (1) OF THIS SECTION; THE RECOMMENDATIONS FOR LEGISLATIVE AND
19 GOVERNMENTAL AGENCY ACTIONS REQUIRED PURSUANT TO 24-33.5-2503
20 (1) AND ANY OTHER RECOMMENDATIONS TO ADDRESS INJUSTICE IN THE
21 CRIMINAL JUSTICE SYSTEM'S RESPONSE TO THE CASES OF MISSING OR
22 MURDERED INDIGENOUS RELATIVES; AND A SUMMARY OF THE OFFICE'S
23 WORK DURING THE YEAR.

24 (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE
25 REPORTING REQUIREMENT DESCRIBED IN THIS SUBSECTION (2) CONTINUES
26 INDEFINITELY.

27 **SECTION 3.** In Colorado Revised Statutes, **add** 24-31-319 as

1 follows:

2 **24-31-319. Training related to missing indigenous persons -**
3 **development - basic and in-service training required.** (1) THE
4 P.O.S.T. BOARD SHALL WORK WITH THE OFFICE OF LIAISON FOR MISSING
5 AND MURDERED INDIGENOUS RELATIVES CREATED IN SECTION
6 24-33.5-2502 TO DEVELOP AND FACILITATE TRAINING FOR PEACE OFFICERS
7 ON ISSUES RELATING TO MISSING OR MURDERED INDIGENOUS PERSONS
8 INVESTIGATIONS.

9 (2) BEGINNING JANUARY 1, 2023, THE BASIC ACADEMY
10 CURRICULUM AND ANNUAL IN-SERVICE TRAINING PROGRAMS MUST
11 INCLUDE TRAINING CONCERNING ISSUES RELATING TO MISSING OR
12 MURDERED INDIGENOUS PERSONS.

13 **SECTION 4.** In Colorado Revised Statutes, **add** 24-33.5-431 as
14 follows:

15 **24-33.5-431. Missing indigenous persons - interagency**
16 **cooperation - data repository - alert program - report - rules.**

17 (1) (a) THE BUREAU SHALL COOPERATE WITH THE OFFICE OF LIAISON FOR
18 MISSING AND MURDERED INDIGENOUS RELATIVES ESTABLISHED IN SECTION
19 24-33.5-2502 AND FEDERAL, STATE, TRIBAL, AND LOCAL LAW
20 ENFORCEMENT AGENCIES FOR THE EFFICIENT INVESTIGATION OF MISSING
21 OR MURDERED INDIGENOUS PEOPLE.

22 (b) ANY TIME THE BUREAU RECEIVES A REPORT OF A MISSING OR
23 MURDERED INDIGENOUS RELATIVE, AS DEFINED IN SECTION 24-33.5-2501,
24 WHO IS A MEMBER OF A FEDERALLY RECOGNIZED TRIBE, THE BUREAU
25 SHALL, AS SOON AS PRACTICABLE, NOTIFY THE TRIBAL ENTITY OF THE
26 REPORT.

27 (2) (a) THE BUREAU IS THE CENTRAL REPOSITORY OF INFORMATION

1 AND SHALL OPERATE A CLEARINGHOUSE DATABASE ON MISSING
2 INDIGENOUS PERSONS FROM COLORADO.

3 (b) AS A FUNCTION OF THE CENTRAL REPOSITORY, THE BUREAU
4 SHALL PREPARE AND MAKE PUBLICLY AVAILABLE AN ANNUAL REPORT ON
5 INFORMATION COMPILED FROM THE CLEARINGHOUSE DATABASE. THE
6 REPORT MUST INCLUDE BIOGRAPHICAL INFORMATION COLLECTED ON
7 MISSING PERSONS AND INCLUDE INFORMATION SUBMITTED BY FEDERAL,
8 STATE, TRIBAL, AND LOCAL LAW ENFORCEMENT AGENCIES.

9 (c) THE BUREAU MAY MAKE PUBLICLY AVAILABLE INFORMATION
10 ABOUT ONGOING MISSING PERSON INVESTIGATIONS TO AID IN THE
11 EFFICIENT INVESTIGATION AND SWIFT RECOVERY OF MISSING PERSONS OR
12 WHEN OTHERWISE IN THE PUBLIC INTEREST.

13 (3) (a) IN ORDER TO AID IN THE SAFE RECOVERY OF MISSING
14 INDIGENOUS PERSONS, THE BUREAU SHALL OPERATE A MISSING
15 INDIGENOUS PERSON ALERT PROGRAM. THE PROGRAM MUST BE A
16 COORDINATED EFFORT AMONG THE BUREAU, LOCAL LAW ENFORCEMENT
17 AGENCIES, FEDERALLY RECOGNIZED TRIBES, ANY GOVERNMENTAL
18 AGENCY THAT MAY BE INVOLVED IN THE SEARCH AND RECOVERY OF A
19 MISSING PERSON, AND THE STATE'S PUBLIC AND COMMERCIAL TELEVISION
20 AND RADIO BROADCASTERS. THE BUREAU MAY OPERATE THE ALERT
21 SYSTEM AS A PART OF ANY OTHER MISSING PERSON ALERT PROGRAM
22 OPERATED BY THE BUREAU.

23 (b) UPON RECEIVING NOTICE OF A MISSING INDIGENOUS PERSON
24 FROM A LAW ENFORCEMENT AGENCY PURSUANT TO SECTION 16-2.7-103,
25 OR FROM ANY GOVERNMENTAL AGENCY THAT MAY BE INVOLVED IN THE
26 SEARCH AND RECOVERY OF A MISSING PERSON, THE BUREAU SHALL
27 CONFIRM THE ACCURACY OF THE INFORMATION AND THEN ISSUE AN

1 ALERT. THE ALERT MUST BE SENT TO DESIGNATED MEDIA OUTLETS IN
2 COLORADO. PARTICIPATING RADIO STATIONS, TELEVISION STATIONS, AND
3 OTHER MEDIA OUTLETS MAY ISSUE THE ALERT AT DESIGNATED INTERVALS
4 AS SPECIFIED BY RULE. THE ALERT MUST INCLUDE ALL APPROPRIATE
5 INFORMATION FROM THE LAW ENFORCEMENT AGENCY THAT MAY ASSIST
6 IN THE SAFE RECOVERY OF THE MISSING PERSON AND A STATEMENT
7 INSTRUCTING ANYONE WITH INFORMATION RELATED TO THE MISSING
8 PERSON TO CONTACT A LOCAL LAW ENFORCEMENT AGENCY.

9 (c) THE BUREAU SHALL CANCEL THE ALERT UPON NOTIFICATION
10 THAT THE MISSING PERSON HAS BEEN FOUND OR AT THE END OF THE
11 NOTIFICATION PERIOD, WHICHEVER OCCURS FIRST. A LOCAL LAW
12 ENFORCEMENT AGENCY THAT LOCATES A MISSING PERSON WHO IS THE
13 SUBJECT OF AN ALERT SHALL NOTIFY THE BUREAU AS SOON AS POSSIBLE
14 THAT THE MISSING PERSON HAS BEEN LOCATED.

15 (d) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT SHALL
16 PROMULGATE RULES IN ACCORDANCE WITH THE "STATE ADMINISTRATIVE
17 PROCEDURE ACT", ARTICLE 4 OF THIS TITLE 24, FOR THE IMPLEMENTATION
18 OF THE PROGRAM. THE RULES MUST INCLUDE:

19 (I) THE PROCESS TO BE FOLLOWED BY THE BUREAU IN CONFIRMING
20 THE LOCAL LAW ENFORCEMENT AGENCY'S INFORMATION REGARDING A
21 MISSING INDIGENOUS PERSON;

22 (II) THE PROCESS FOR REPORTING THE INFORMATION TO THE
23 FEDERAL COMMUNICATIONS COMMISSION'S DESIGNATED STATE
24 EMERGENCY ALERT SYSTEM BROADCASTER IN COLORADO; AND

25 (III) ANY ADDITIONAL PROCESSES NECESSARY FOR THE EFFECTIVE
26 IMPLEMENTATION OF THE PROGRAM.

27 (e) IN ITS ANNUAL REPORT TO THE COMMITTEES OF REFERENCE

1 PURSUANT TO SECTION 2-7-203, THE DEPARTMENT SHALL REPORT THE
2 NUMBER OF TIMES AND DATES WHEN THE ALERT SYSTEM WAS USED; THE
3 AGE AND GENDER OF EACH MISSING PERSON; AND WHETHER THE ALERT
4 SYSTEM ASSISTED IN LOCATING THE MISSING PERSON. NOTWITHSTANDING
5 SUBSECTION 24-1-136 (11)(a)(I), THE REPORTING REQUIREMENT SET
6 FORTH IN THIS SUBSECTION (3)(e) CONTINUES INDEFINITELY.

7 **SECTION 5.** In Colorado Revised Statutes, 16-2.7-103, **add** (3)
8 as follows:

9 **16-2.7-103. Missing person reports - response.** (3) IF THE
10 MISSING PERSON IS AN INDIGENOUS PERSON, THE BEST COURSE OF ACTION
11 FOR THE LAW ENFORCEMENT AGENCY INCLUDES APPROPRIATE
12 COMMUNICATIONS WITH OTHER LAW ENFORCEMENT AGENCIES THAT MAY
13 ASSIST IN LOCATING THE MISSING INDIGENOUS PERSON. ADDITIONALLY,
14 THE LAW ENFORCEMENT AGENCY SHALL, WITHIN TWENTY-FOUR HOURS
15 AFTER RECEIVING THE REPORT, NOTIFY THE COLORADO BUREAU OF
16 INVESTIGATION.

17 **SECTION 6. Safety clause.** The general assembly hereby finds,
18 determines, and declares that this act is necessary for the immediate
19 preservation of the public peace, health, or safety.