

HB21-1250

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Fields and Gardner

1 Amend revised bill, page 31, after line 5 insert:

2 "SECTION 21. In Colorado Revised Statutes, add 24-32-129 as
3 follows:

4 **24-32-129. Best practices in policing study.** (1) (a) THE
5 DIVISION OF LOCAL GOVERNMENT SHALL CONTRACT WITH A NATIONALLY
6 RECOGNIZED RESEARCH AND CONSULTING ENTITY THAT IS AN EXPERT IN
7 DATA-DRIVEN, EVIDENCE-BASED POLICING AND IS COMMUNITY-BASED FOR
8 AN INDEPENDENT STUDY TO ASSESS AND PROVIDE A REPORT AND FINDINGS
9 ON EVIDENCED-BASED POLICING NATIONAL BEST PRACTICES IN DEFINED
10 AREAS OF STUDY. THE CONSULTING ENTITY SHALL COMPLETE AN INTERIM
11 STUDY NO LATER THAN DECEMBER 30, 2021, AND THE FINAL STUDY NO
12 LATER THAN JULY 1, 2022. THE STUDY SHALL DETERMINE
13 EVIDENCE-BASED BEST PRACTICES IN THE FOLLOWING AREAS TO PROMOTE
14 GREATER POLICING FAIRNESS, EQUITY, AND EFFECTIVENESS:

15 (I) USE OF FORCE STRATEGIES, STANDARDS, AND TRAINING THAT
16 VALUE THE SANCTITY OF HUMAN LIFE, PROMOTE DE-ESCALATION TACTICS,
17 PROVIDE CLARITY FOR OFFICERS, PROTECT COMMUNITIES, AND MINIMIZE
18 HARM TO OFFENDERS;

19 (II) CRIME AND COMMUNITY HARM REDUCTION STRATEGIES THAT
20 INCLUDE PROBLEM ANALYSIS OF HIGH-RISK PEOPLE AND PLACES AND
21 RACIAL AND ETHNIC BIAS IN POLICING WITH A FOCUS ON PREVENTION
22 WHILE IMPROVING SAFETY AND POLICE-COMMUNITY INTERACTIONS;

23 (III) INITIATIVES TO SAFELY INCREASE COMMUNITY RESPONSE IN
24 LIEU OF LAW ENFORCEMENT ENGAGEMENT FOR LOWER-LEVEL OFFENSES
25 AND CALLS FOR SERVICE;

26 (IV) STRATEGIES TO EFFECTIVELY MOVE LAW ENFORCEMENT AND
27 THE COMMUNITY FORWARD TOGETHER BY BUILDING A SHARED
28 UNDERSTANDING AND IDENTIFYING COMMON SOLUTIONS TO BETTER
29 PROTECT OUR VULNERABLE AND UNDERREPRESENTED COMMUNITIES, IN
30 ADDITION TO THOSE SUFFERING FROM MENTAL ILLNESS OR EXPERIENCING
31 HOMELESSNESS THROUGH NON-TRADITIONAL POLICING METHODOLOGIES;

32 (V) METHODS TO ENHANCE OFFICER RECEPTIVITY TO ENGAGE IN
33 EVIDENCE-BASED POLICING PRACTICES THAT INVOLVE HARM REDUCTION
34 AND REDUCE RELIANCE ON TRADITIONAL JUSTICE SYSTEM RESOURCES AND
35 PROCESSES;

36 (VI) INNOVATIVE APPROACHES TO OFFICER MENTAL HEALTH,
37 RECRUITMENT, AND RETENTION TO ADDRESS TRAUMA AND ENSURE
38 OFFICER PREPAREDNESS FOR COMMUNITY ENGAGEMENT; AND

39 (VII) ANALYSIS OF RECRUITMENT AND QUALIFICATION
40 STANDARDS FOR ENTRY-LEVEL POLICE OFFICER POSITIONS TO ATTRACT
41 CANDIDATE POOLS WITH DIVERSE PERSPECTIVES AND ONGOING TRAINING

1 AND QUALIFICATION REQUIREMENTS TO ENHANCE OFFICERS' WILLINGNESS
2 TO ENGAGE IN JUSTICE STRATEGIES EMBRACING COMMUNITY
3 COLLABORATION WHILE ALSO DECREASING AND IDENTIFYING SIGNS OF
4 PROBLEMATIC BEHAVIORS.

5 (b) THE CONSULTING ENTITY MAY CONSULT WITH AND SEEK INPUT
6 FROM:

- 7 (I) NATIONAL ORGANIZATIONS OF SOCIAL AND CIVIL JUSTICE;
- 8 (II) COLORADO DISTRICT ATTORNEYS AND THE COLORADO
9 DISTRICT ATTORNEYS' COUNCIL;
- 10 (III) A STATEWIDE ORGANIZATION REPRESENTING MUNICIPALITIES;
- 11 (IV) A STATEWIDE ORGANIZATION REPRESENTING COUNTIES;
- 12 (V) NATIONAL ORGANIZATIONS REPRESENTING LAW
13 ENFORCEMENT;
- 14 (VI) NATIONAL ORGANIZATIONS REPRESENTING LOCAL
15 GOVERNMENTS; AND
- 16 (VII) ANY OTHER ENTITIES OR ORGANIZATIONS THE CONSULTING
17 ENTITY DETERMINES ARE NECESSARY.

18 (c) (I) THE DIVISION SHALL RELAY ANY REFINED SCOPE OF WORK
19 TO THE CONSULTING ENTITY AND THE RECOMMENDED RESEARCH ENTITIES
20 FROM THE ADVISORY COMMITTEE AS DESCRIBED IN SUBSECTION (2) OF
21 THIS SECTION.

22 (II) THE DIVISION SHALL DEVELOP A REQUEST FOR PROPOSAL TO
23 CONTRACT WITH THE CONSULTING ENTITY, AWARD THE CONTRACT FOR
24 THE STUDY DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, AND
25 OVERSEE THE FULFILLMENT OF THE CONTRACT TERMS. THE DIVISION
26 SHALL AWARD THE CONTRACT NO LATER THAN THIRTY DAYS AFTER THE
27 FINAL APPOINTMENT TO THE ADVISORY COMMITTEE.

28 (III) THE DIVISION SHALL PROVIDE THE CONSULTING ENTITY'S
29 INTERIM AND FINAL STUDY FINDINGS TO THE HOUSE OF REPRESENTATIVES
30 JUDICIARY COMMITTEE AND THE SENATE JUDICIARY COMMITTEE, OR THEIR
31 SUCCESSOR COMMITTEES.

32 (2) (a) THE DIVISION SHALL CONVENE AN ADVISORY COMMITTEE
33 FOR THE STUDY. THE ADVISORY COMMITTEE SHALL CONSIST OF:

34 (I) THE FOLLOWING MEMBERS APPOINTED BY THE PRESIDENT OF
35 THE SENATE:

36 (A) A REPRESENTATIVE FROM A NON-PROFIT THAT IS AN
37 ADVOCATE FOR POLICING REFORM AND CIVIL LIBERTIES;

38 (B) A REPRESENTATIVE FROM A COMMUNITY-BASED CRIMINAL
39 JUSTICE ORGANIZATION;

40 (C) AN INDIVIDUAL NEGATIVELY IMPACTED BY THE CRIMINAL
41 JUSTICE SYSTEM OR LAW ENFORCEMENT;

42 (D) A REPRESENTATIVE WHO ADVOCATES FOR JUVENILE JUSTICE;
43 AND

1 (E) ONE MEMBER OF THE SENATE;
2 (II) THE FOLLOWING REPRESENTATIVES APPOINTED BY THE
3 SPEAKER OF THE HOUSE OF REPRESENTATIVES:
4 (A) A REPRESENTATIVE OF THE COUNTY SHERIFFS RECOMMENDED
5 BY THE DIRECTOR OF A STATEWIDE ORGANIZATION REPRESENTING
6 SHERIFFS;
7 (B) A REPRESENTATIVE OF THE CHIEFS OF POLICE RECOMMENDED
8 BY THE PRESIDENT OF A STATEWIDE ORGANIZATION REPRESENTING THE
9 CHIEFS OF POLICE;
10 (C) A REPRESENTATIVE OF POLICE OFFICERS RECOMMENDED BY
11 THE PRESIDENT OF A STATEWIDE ORGANIZATION REPRESENTING POLICE
12 OFFICERS; AND
13 (D) A MEMBER OF THE HOUSE OF REPRESENTATIVES;
14 (III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC
15 SAFETY, OR HIS OR HER DESIGNEE;
16 (IV) ONE MEMBER OF THE SENATE APPOINTED BY THE SENATE
17 MINORITY LEADER; AND
18 (V) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES BY THE
19 HOUSE MINORITY LEADER.
20 (b) THE APPOINTING AUTHORITIES SHALL APPOINT THE MEMBERS
21 OF THE ADVISORY COMMITTEE NO LATER THAN TEN DAYS AFTER THE
22 EFFECTIVE DATE OF HOUSE BILL 21-1250.
23 (c) THE ADVISORY COMMITTEE SHALL SUBMIT TO THE DIVISION
24 THE NAMES OF THREE RESEARCH OR STUDY ORGANIZATIONS WELL VERSED
25 IN DATA-DRIVEN POLICING THAT THEY RECOMMEND BE REQUESTED TO
26 SUBMIT PROPOSALS TO CONDUCT THE STUDY NO LATER THAN TEN DAYS
27 AFTER THE FINAL APPOINTMENT TO THE ADVISORY COMMITTEE.
28 (d) THE ADVISORY COMMITTEE MAY REFINE THE SCOPE OF THE
29 WORK OF THE STUDY IF NECESSARY. THE CONSULTING AUTHORITY SHALL
30 PROVIDE PERIODIC UPDATES FROM THE STUDY ORGANIZATION OVER THE
31 COURSE OF THE STUDY ON THE PROGRESS AND INTERIM FINDINGS. THE
32 ADVISORY COMMITTEE MAY RESPOND TO THE PERIODIC UPDATES AS
33 REQUESTED BY THE CONSULTING AUTHORITY.
34 (e) ONCE THE INTERIM STUDY AND FINAL STUDY IS COMPLETED,
35 THE CONSULTING ENTITY SHALL PROVIDE THE DIVISION WITH ITS FINDINGS.
36 THE DIVISION SHALL PROVIDE THE ADVISORY COMMITTEE WITH THE
37 INTERIM AND FINAL STUDY FINDINGS. THE ADVISORY COMMITTEE SHALL
38 REVIEW THE FINDINGS AND DETERMINE WHETHER TO RECOMMEND
39 LEGISLATIVE ACTION, MAKE INTERNAL POLICY RECOMMENDATIONS TO
40 LAW ENFORCEMENT ENTITIES, AND ANY OTHER ACTIONS IT DEEMS
41 APPROPRIATE."

42 Renumber succeeding sections accordingly.

1 Page 33, after line 6 insert:

2 "(3) For the 2021-22 state fiscal year, \$250,000 is appropriated to
3 the department of local affairs for use by the division of local
4 government. This appropriation is from the general fund. To implement
5 this act, the division of local government may use this appropriation for
6 FTE and associated administrative costs to implement section
7 24-32-129."

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