

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB22-067 be amended as follows:

1 Strike committee amendment (SB067_L.003) and committee amendment
2 (SB067_L.005) and substitute:

3 **"SECTION 1. Legislative declaration.** (1) The general
4 assembly finds and declares that crisis intervention training, which is
5 currently offered in Colorado through the P.O.S.T. board to a limited
6 number of law enforcement officers, is designed to engage peace officers
7 with community support agencies and successfully divert persons from
8 arrest, charges, and incarceration. The program is also effective in
9 improving law enforcement decision-making, responses to crises, use of
10 de-escalation techniques, use of force, and service call resolutions.

11 (2) Therefore, the general assembly declares that additional funds
12 are needed to increase the number of peace officers participating in crisis
13 intervention training.

14 **SECTION 2.** In Colorado Revised Statutes, **add** 24-31-319 as
15 follows:

16 **24-31-319. Crisis intervention team grant program - creation**
17 **- policies - appropriation - report - definitions - repeal.** (1) THERE IS
18 CREATED IN THE P.O.S.T. BOARD THE CRISIS INTERVENTION TEAM GRANT
19 PROGRAM, REFERRED TO IN THIS SECTION AS THE "GRANT PROGRAM", TO
20 PROVIDE CRISIS INTERVENTION TEAM TRAINING TO LOCAL LAW
21 ENFORCEMENT AGENCIES AND TO COLLECT DATA ABOUT CRISIS
22 INTERVENTION TEAM PROGRAMS THAT ARE FUNDED BY GRANTS AWARDED
23 PURSUANT TO THIS SECTION.

24 (2) GRANT RECIPIENTS SHALL USE THE MONEY RECEIVED THROUGH
25 THE GRANT PROGRAM FOR NECESSARY EXPENSES FOR CRISIS
26 INTERVENTION TEAM TRAINING, INCLUDING BUT NOT LIMITED TO TUITION,
27 INSTRUCTOR COSTS, OVERTIME COSTS, CURRICULUM, MATERIALS,
28 SUPPLIES, AND THE DATA COLLECTION AND REPORTING REQUIRED
29 PURSUANT TO THIS SECTION.

30 (3) (a) THE P.O.S.T. BOARD SHALL DEVELOP POLICIES AND
31 PROCEDURES NECESSARY TO MANAGE THE GRANT PROGRAM AND
32 IMPLEMENT THE REQUIREMENTS OF THIS SECTION, INCLUDING
33 STANDARDIZED CRISIS INTERVENTION TEAM TRAINING AND DATA
34 COLLECTION AND REPORTING.

35 (b) THE P.O.S.T. BOARD SHALL DEVELOP STANDARDIZED CRISIS
36 INTERVENTION TEAM TRAINING CONSISTENT WITH BEST PRACTICES, CORE
37 ELEMENTS, AND VALIDATED SCIENTIFIC RESEARCH CONCERNING CRISIS
38 INTERVENTION TEAM MODELS FROM NATIONALLY RECOGNIZED SOURCES.

39 (4) TO RECEIVE A GRANT, A LOCAL LAW ENFORCEMENT AGENCY

1 MUST SUBMIT AN APPLICATION TO THE P.O.S.T. BOARD AND AGREE TO
2 PARTICIPATE IN DATA COLLECTION AND REPORTING REQUIRED PURSUANT
3 TO THIS SECTION AS A CONDITION OF RECEIVING A GRANT.

4 (5) THE P.O.S.T. BOARD SHALL REVIEW THE APPLICATIONS
5 RECEIVED PURSUANT TO SUBSECTION (4) OF THIS SECTION. IN SELECTING
6 GRANT RECIPIENTS AND AWARDING GRANTS, THE P.O.S.T. BOARD SHALL
7 CONSIDER:

8 (a) THE ASSOCIATED COSTS FOR THE APPLICANT'S CRISIS
9 INTERVENTION TRAINING, INCLUDING OVERTIME COSTS;

10 (b) AS A POSITIVE CONSIDERATION FACTOR, THAT THE APPLICANT
11 HAS OR IS SEEKING A NON-LAW-ENFORCEMENT PARTNER; EXCEPT THAT IT
12 MUST NOT BE A NEGATIVE CONSIDERATION FACTOR OR EXCLUSION FROM
13 CONSIDERATION IF THE APPLICANT SERVES A LESSER-POPULATED
14 COMMUNITY OR A RURAL AREA AND THERE IS A LACK OF AVAILABILITY OF
15 NON-LAW-ENFORCEMENT PARTNERS;

16 (c) THE RESPECTIVE NEED OF THE COMMUNITY THAT THE
17 APPLICANT SERVES FOR A CRISIS INTERVENTION TEAM PROGRAM;

18 (d) THE APPLICANT'S ABILITY TO IDENTIFY SERVICE CALLS AND
19 DISPATCH A CRISIS INTERVENTION TEAM APPROPRIATELY; AND

20 (e) THE NUMBER OF EMPLOYEES OF THE LOCAL LAW ENFORCEMENT
21 AGENCY, THE NUMBER OF PEACE OFFICERS WITHIN THE LOCAL LAW
22 ENFORCEMENT AGENCY, AND, TO THE EXTENT KNOWN, THE NUMBER OF
23 PEACE OFFICERS WITHIN THE LOCAL LAW ENFORCEMENT AGENCY WHO ARE
24 TRAINED IN CRISIS INTERVENTION.

25 (6) ON OR BEFORE DECEMBER 1, 2022, THE P.O.S.T. BOARD SHALL
26 AWARD GRANTS.

27 (7) A GRANT RECIPIENT THAT DISPATCHES A CRISIS INTERVENTION
28 TEAM PROGRAM MEMBER FOR A SERVICE CALL SHALL COLLECT RELEVANT
29 INFORMATION, AS DETERMINED BY THE P.O.S.T. BOARD, FOR THE SERVICE
30 CALL.

31 (8) ON OR BEFORE DECEMBER 1, 2023, EACH GRANT RECIPIENT
32 SHALL SUBMIT A REPORT TO THE P.O.S.T. BOARD. AT A MINIMUM, THE
33 REPORT MUST INCLUDE:

34 (a) A DESCRIPTION OF THE ASSOCIATED COSTS FOR THE CRISIS
35 INTERVENTION TRAINING PROVIDED BY THE GRANT;

36 (b) THE NUMBER OF PEACE OFFICERS EMPLOYED BY THE LOCAL
37 LAW ENFORCEMENT AGENCY WHO COMPLETED CRISIS INTERVENTION
38 TRAINING BECAUSE OF THE GRANT AWARD AND THEIR RESPECTIVE YEARS
39 OF EXPERIENCE AS PEACE OFFICERS;

40 (c) DATA COLLECTED FROM THE GRANT RECIPIENT FOLLOWING THE
41 CRISIS INTERVENTION TEAM TRAINING, INCLUDING:

42 (I) THE TOTAL NUMBER OF INCIDENTS INVOLVING THE USE OF
43 FORCE COMPARED TO THE TOTAL NUMBER OF SERVICE CALLS RECEIVED BY

1 THE LOCAL LAW ENFORCEMENT AGENCY;

2 (II) THE TOTAL NUMBER OF INCIDENTS INVOLVING THE USE OF
3 FORCE RESULTING IN SERIOUS BODILY INJURY OR DEATH COMPARED TO
4 THE TOTAL NUMBER OF SERVICE CALLS RECEIVED BY THE LOCAL LAW
5 ENFORCEMENT AGENCY; AND

6 (III) WHETHER THE NUMBERS IN SUBSECTIONS (8)(c)(I) AND
7 (8)(c)(II) OF THIS SECTION ARE HIGHER OR LOWER COMPARED TO DATA
8 COLLECTED BY THE LOCAL LAW ENFORCEMENT AGENCY PRIOR TO THE
9 AGENCY'S CRISIS INTERVENTION TEAM TRAINING;

10 (d) WHETHER THE GRANT RECIPIENT HAS OTHER PROGRAMS THAT
11 ADDRESS INCIDENTS INVOLVING MENTAL HEALTH OR SUBSTANCE ABUSE
12 CRISES, INCLUDING A COMMUNITY-BASED ALTERNATIVE RESPONSE OR
13 CO-RESPONDER COMMUNITY RESPONSE PROGRAM, AS DEFINED IN SECTION
14 24-32-3501 (8); AND

15 (e) ANY ADDITIONAL DATA DEMONSTRATING THE IMPACT OF THE
16 GRANT PROGRAM OR THE CRISIS INTERVENTION TEAM PROGRAM.

17 (9) ON OR BEFORE MARCH 1, 2024, THE P.O.S.T. BOARD SHALL
18 SUBMIT A REPORT TO THE JUDICIARY COMMITTEES OF THE SENATE AND
19 THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES,
20 REGARDING THE GRANT PROGRAM. AT A MINIMUM, THE REPORT MUST
21 SUMMARIZE THE INFORMATION REPORTED BY GRANT RECIPIENTS
22 PURSUANT TO SUBSECTION (8) OF THIS SECTION. TO THE EXTENT POSSIBLE,
23 THE REPORT MUST ALSO INCLUDE:

24 (a) THE NUMBER OF CRISIS INTERVENTION TEAM PROGRAMS
25 OPERATING IN COLORADO AND THEIR RESPECTIVE SIZES;

26 (b) THE NUMBER OF LOCAL LAW ENFORCEMENT AGENCIES THAT
27 HAVE CRISIS INTERVENTION TEAMS;

28 (c) THE NUMBER OF PEACE OFFICERS OR NON-PEACE OFFICERS WHO
29 HAVE COMPLETED CRISIS INTERVENTION TEAM TRAINING AND ARE A PART
30 OF CRISIS INTERVENTION TEAM PROGRAMS IN COLORADO;

31 (d) THE IMPACT AND RELATIVE SUCCESS OF CRISIS INTERVENTION
32 TEAM PROGRAMS AND THE GRANT PROGRAM; AND

33 (e) ANY RECOMMENDATIONS CONCERNING THE CONTINUATION OR
34 IMPROVEMENT OF CRISIS INTERVENTION TEAM PROGRAMS, DATA
35 COLLECTION, OR RESPONSE TO SERVICE CALLS FOR SUSPECTED MENTAL
36 HEALTH AND SUBSTANCE ABUSE CRISES.

37 (10) NOTWITHSTANDING THE PROHIBITION OF TRANSFERRING
38 GENERAL FUND MONEY TO THE P.O.S.T. BOARD PURSUANT TO SECTION
39 24-31-310 (3), FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
40 ASSEMBLY SHALL APPROPRIATE TWO MILLION DOLLARS TO THE P.O.S.T.
41 BOARD FOR THE PURPOSES OF THIS SECTION. THE P.O.S.T. BOARD MAY
42 NOT USE MORE THAN FIVE PERCENT OF THE APPROPRIATION FOR COSTS TO
43 ADMINISTER THE GRANT PROGRAM.

1 (11) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
2 REQUIRES:

3 (a) "CRISIS INTERVENTION" MEANS LAW ENFORCEMENT
4 INTERVENTION IN AN INCIDENT THAT HAS THE POTENTIAL TO RESULT IN
5 ESCALATED CONFLICT, INCLUDING THE POTENTIAL FOR INJURY OR DEATH,
6 BETWEEN A PEACE OFFICER AND THE PERSON WITH WHOM THE PEACE
7 OFFICER INTERACTS. "CRISIS INTERVENTION" INCLUDES, BUT IS NOT
8 LIMITED TO, CIRCUMSTANCES INVOLVING A WEAPON, PEACE OFFICER
9 INTERACTIONS WITH PERSONS WITH DISABILITIES, PEACE OFFICER
10 INTERACTIONS WITH PERSONS EXPERIENCING A MENTAL HEALTH OR
11 SUBSTANCE USE CRISIS, AND PEACE OFFICER INTERACTIONS WITH PERSONS
12 WHO ARE ELDERLY.

13 (b) "CRISIS INTERVENTION TEAM PROGRAM" MEANS THE
14 STRUCTURED USE OF PEACE OFFICERS WHO ARE TRAINED IN CRISIS
15 INTERVENTION TO RESPOND TO SERVICE CALLS TO ASSIST PEOPLE WITH
16 MENTAL HEALTH OR SUBSTANCE USE DISORDERS WHO ARE EXPERIENCING
17 A MENTAL HEALTH OR SUBSTANCE USE CRISIS.

18 (c) "LOCAL LAW ENFORCEMENT AGENCY" MEANS A COUNTY
19 SHERIFF'S OFFICE, MUNICIPAL POLICE DEPARTMENT, OR POLICE
20 DEPARTMENT FOR A STATE INSTITUTION OF HIGHER EDUCATION, AS
21 DEFINED IN SECTION 23-5-141 (2)(c).

22 (d) "NON-LAW-ENFORCEMENT PARTNER" MEANS AN ENTITY OR ITS
23 AGENT COLLABORATING WITH A LOCAL LAW ENFORCEMENT AGENCY'S
24 CRISIS INTERVENTION TEAM PROGRAM, INCLUDING A FIRE DEPARTMENT OR
25 DISTRICT; EMERGENCY MEDICAL SERVICES AGENCY; MEDICAL, MENTAL
26 HEALTH, OR SUBSTANCE USE SERVICES PROVIDER; OR SOCIAL SERVICES
27 PROVIDER.

28 (12) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2024.

29 **SECTION 3. Act subject to petition - effective date.** This act
30 takes effect at 12:01 a.m. on the day following the expiration of the
31 ninety-day period after final adjournment of the general assembly; except
32 that, if a referendum petition is filed pursuant to section 1 (3) of article V
33 of the state constitution against this act or an item, section, or part of this
34 act within such period, then the act, item, section, or part will not take
35 effect unless approved by the people at the general election to be held in
36 November 2022 and, in such case, will take effect on the date of the
37 official declaration of the vote thereon by the governor."

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