

First Regular Session
Seventieth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 15-0860.01 Richard Sweetman x4333

SENATE BILL 15-214

SENATE SPONSORSHIP

Scheffel and Cadman,

HOUSE SPONSORSHIP

Duran and Hullinghorst,

Senate Committees

Judiciary
Appropriations

House Committees

Legislative Council
Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING CREATING A LEGISLATIVE COMMITTEE ON SAFETY IN**
102 **SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **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://www.leg.state.co.us/billsummaries>.)

The bill creates the school safety and youth mental health committee (committee) to:

- ! Study issues relating to school safety and the prevention of threats to the safety of students, teachers, administrators, employees, and volunteers;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
3rd Reading Unamended
May 5, 2015

HOUSE
Amended 2nd Reading
May 4, 2015

SENATE
3rd Reading Unamended
April 23, 2015

SENATE
Amended 2nd Reading
April 22, 2015

1 (IV) STUDY AND EVALUATE THE IMPLEMENTATION OF SENATE
2 BILL 15-213, INCLUDING BUT NOT LIMITED TO CONSIDERATION OF:

3 (A) THE DUTY OF SCHOOL DISTRICTS AND CHARTER SCHOOLS AND
4 THEIR EMPLOYEES TO EXERCISE REASONABLE CARE TO PROTECT ALL
5 STUDENTS, FACULTY, AND STAFF FROM HARM RESULTING FROM ACTS
6 COMMITTED BY ANOTHER PERSON WHEN THE HARM IS REASONABLY
7 FORESEEABLE, WHILE SUCH STUDENTS, FACULTY, AND STAFF, ARE WITHIN
8 THE SCHOOL FACILITIES OR ARE PARTICIPATING IN SCHOOL-SPONSORED
9 ACTIVITIES;

10 (B) ANY STATUTORY PROVISIONS THAT MAY REQUIRE
11 MODIFICATION TO REFLECT LOCAL COMMUNITY CIRCUMSTANCES AND
12 STANDARDS; AND

13 (C) ANY RECOMMENDATIONS THE COMMITTEE MAY HAVE
14 CONCERNING STEPS THAT A SCHOOL DISTRICT OR CHARTER SCHOOL MAY
15 TAKE TO SATISFY ITS DUTY OF REASONABLE CARE.

16 (b) THE COMMITTEE MAY RECOMMEND LEGISLATIVE CHANGES
17 THAT SHALL BE TREATED AS LEGISLATION RECOMMENDED BY AN INTERIM
18 COMMITTEE FOR PURPOSES OF ANY INTRODUCTION DEADLINES OR BILL
19 LIMITATIONS IMPOSED BY THE JOINT RULES OF THE GENERAL ASSEMBLY.

20 (c) THE COMMITTEE SHALL MEET NO MORE THAN SIX TIMES EACH
21 LEGISLATIVE INTERIM, UNLESS ADDITIONAL MEETINGS ARE AUTHORIZED
22 BY THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL, AND MAY
23 MEET AS NECESSARY THROUGHOUT THE YEAR.

24 (d) THE COMMITTEE MAY FORM SUCH SUBCOMMITTEES AND OTHER
25 GROUPS OF INTERESTED PARTIES AS IT DEEMS NECESSARY FOR THE
26 PERFORMANCE OF ITS DUTIES UNDER THIS ARTICLE.

27 (2) (a) THE COMMITTEE SHALL INCLUDE EIGHT VOTING MEMBERS,

1 AS FOLLOWS:

2 (I) FOUR MEMBERS OF THE SENATE, NO MORE THAN TWO OF WHOM
3 SHALL BE FROM THE SAME POLITICAL PARTY, WITH TWO MEMBERS TO BE
4 APPOINTED BY THE PRESIDENT OF THE SENATE AND TWO MEMBERS TO BE
5 APPOINTED BY THE MINORITY LEADER OF THE SENATE;

6 (II) FOUR MEMBERS OF THE HOUSE OF REPRESENTATIVES, NO MORE
7 THAN TWO OF WHOM SHALL BE FROM THE SAME POLITICAL PARTY, WITH
8 TWO MEMBERS TO BE APPOINTED BY THE SPEAKER OF THE HOUSE OF
9 REPRESENTATIVES AND TWO MEMBERS TO BE APPOINTED BY THE MINORITY
10 LEADER OF THE HOUSE OF REPRESENTATIVES;

11 (b) THE COMMITTEE SHALL INCLUDE EIGHT NONVOTING MEMBERS,
12 AS FOLLOWS:

13 (I) ONE MEMBER WHO IS A LICENSED SCHOOL COUNSELOR, TO BE
14 APPOINTED BY THE GOVERNOR;

15 (II) ONE MEMBER WHO IS A LICENSED SCHOOL EDUCATOR AND
16 EXPERIENCED IN WORKING WITH CHILDREN WITH DISABILITIES, AS DEFINED
17 IN SECTION 22-20-103 (5) (a), TO BE APPOINTED BY THE GOVERNOR;

18 (III) ONE MEMBER WHO IS A PARENT OF A STUDENT WHO
19 ATTENDED OR WHO IS ATTENDING A SCHOOL OF A SCHOOL DISTRICT
20 SERVING FIVE THOUSAND STUDENTS OR LESS, TO BE APPOINTED BY THE
21 GOVERNOR;

22 (IV) ONE MEMBER WHO IS A PARENT OF A STUDENT WHO
23 ATTENDED OR WHO IS ATTENDING A SCHOOL OF A SCHOOL DISTRICT
24 SERVING MORE THAN FIVE THOUSAND STUDENTS, TO BE APPOINTED BY THE
25 GOVERNOR;

26 (V) ONE MEMBER WHO IS A SUPERINTENDENT OF A SCHOOL
27 DISTRICT, TO BE APPOINTED BY THE GOVERNOR; ■

1 (VI) ONE MEMBER WHO REPRESENTS A STATEWIDE ORGANIZATION
2 THAT ADVOCATES FOR JUVENILES AND JUVENILE JUSTICE ISSUES, TO BE
3 APPOINTED BY THE GOVERNOR;

4 (VII) ONE MEMBER WHO HAS EXPERIENCE WITH CHILD OR
5 ADOLESCENT MENTAL HEALTH ISSUES, TO BE APPOINTED BY THE
6 GOVERNOR; AND

7 (VIII) ONE MEMBER WHO HAS EXPERIENCE WITH SCHOOL SAFETY
8 OR THE PREVENTION OF VIOLENCE, TO BE APPOINTED BY THE GOVERNOR.

9 (c) EACH APPOINTING PARTY DESCRIBED IN PARAGRAPHS (a) AND
10 (b) OF THIS SUBSECTION (2) SHALL MAKE HIS OR HER APPOINTMENT OR
11 APPOINTMENTS TO THE COMMITTEE ON OR BEFORE JUNE 1, 2015.

12 (d) EACH MEMBER OF THE COMMITTEE MAY SERVE INDEFINITELY
13 AT THE DISCRETION OF HIS OR HER APPOINTING PARTY.

14 (3) THE MEMBERS OF THE COMMITTEE MAY ELECT ONE MEMBER TO
15 SERVE AS CHAIR OF THE COMMITTEE AND ONE MEMBER TO SERVE AS
16 VICE-CHAIR OF THE COMMITTEE.

17 (4) NONLEGISLATIVE MEMBERS SERVE WITHOUT COMPENSATION
18 AND WITHOUT REIMBURSEMENT OF EXPENSES. THE LEGISLATIVE MEMBERS
19 OF THE COMMITTEE MAY RECEIVE PER DIEM AND NECESSARY TRAVEL AND
20 SUBSISTENCE EXPENSES AS PROVIDED FOR MEMBERS OF THE GENERAL
21 ASSEMBLY WHO ATTEND INTERIM COMMITTEE MEETINGS PURSUANT TO
22 SECTION 2-2-307, C.R.S.

23 (5) THE LEGISLATIVE COUNCIL STAFF AND THE STAFF OF THE
24 OFFICE OF LEGISLATIVE LEGAL SERVICES SHALL ASSIST THE COMMITTEE IN
25 CARRYING OUT ITS DUTIES PURSUANT TO THIS SECTION.

26 (6) THIS ARTICLE IS REPEALED, EFFECTIVE JULY 1, 2019.

27 SECTION 2. Appropriation. (1) For the 2015-16 state fiscal

1 year, \$25,857 is appropriated to the legislative department. This
2 appropriation is from the general fund. To implement this act, the
3 department may use this appropriation as follows:

4 (a) \$16,881 for use by the legislative council, which amount is
5 based on an assumption that the legislative council will require an
6 additional 0.3 FTE; and

7 (b) \$8,976 for use by the general assembly.

8 **SECTION 3. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.