

**First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 15-0018.01 Jane Ritter x4342

**HOUSE BILL 15-1273**

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**HOUSE SPONSORSHIP**

**Lawrence,**

**SENATE SPONSORSHIP**

**Newell,**

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**House Committees**

Education  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING    ADDITIONAL    COMPREHENSIVE    REPORTING**  
102                    **REQUIREMENTS FOR SCHOOL DISCIPLINE REPORTS, AND, IN**  
103                    **CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT**  
104                    **REVIEW OF THE IMPLEMENTATION OF THIS ACT.**

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**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 adds sexual assaults and the unlawful use of marijuana on school grounds, in a school vehicle, or at a school activity or sanctioned event to the current list of conduct and discipline code violations that a

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.*

school is required to report as part of the safe school reporting requirements. Incidents of sexual assaults must only be reported in the aggregate, without any identifying information. The bill clarifies that the term "law enforcement" includes school resource officers.

The division of criminal justice (division) shall compile and report on the number of arrests, summons, and tickets that occurred on school grounds and the court dispositions of those cases. The division shall prepare a retroactive report using the best available data for the 2013-14 and 2014-15 school years.

The scheduled post-enactment review of House Bill 12-1345 will now include a review of this bill, including a review of the report to be compiled by the division. The post-enactment review of House Bill 12-1345 is extended to 180 days after the 4-year anniversary of the passage of this bill.

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

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

4 (a) In 2011, the general assembly created a task force to study and  
5 assess practices and statutes concerning zero tolerance practices in  
6 schools and the interaction of school discipline practices with the juvenile  
7 justice system;

8 (b) The following year, as a result of the work of this task force,  
9 the general assembly passed House Bill 12-1345, which contained  
10 requirements for law enforcement agencies and district attorneys to  
11 annually report contacts with students. The purpose of this data was to  
12 discover the extent to which minor offenses committed by students in  
13 schools result in contact with law enforcement agencies and, ultimately,  
14 entrance into the criminal justice system.

15 (c) Only seventy-four out of two hundred forty-six, or thirty  
16 percent, of law enforcement agencies and only six out of twenty-two, or  
17 twenty-seven percent, of district attorneys have complied with these

1 reporting requirements;

2 (d) Due to inconsistent data collection methods and procedures,  
3 even the limited data currently collected from law enforcement agencies  
4 and district attorneys cannot be used since it is unreliable and not  
5 submitted in such a way that permits statewide comparison; and

6 (e) A number of additional problems with school discipline  
7 reports have arisen, including:

8 (I) Schools are not required to separately report instances of  
9 sexual assault in school safety reports and, as a result, they report sexual  
10 assault in the ambiguous "other" category; and

11 (II) Despite the legalization of marijuana in the state, schools do  
12 not separate marijuana-related incidents from general drug-related  
13 incidents that occur on school property, in school vehicles, or at school  
14 activities or sanctioned events.

15 (2) Therefore, it is the intent of the general assembly to ensure that  
16 high-level, consistent, and easily accessible school safety data is available  
17 to parents and other interested parties by:

18 (a) Ensuring that school reporting requirements reflect important  
19 and relevant issues such as sexual assault and marijuana-related incidents;  
20 and

21 (b) Implementing a new data collection method that is less  
22 burdensome for law enforcement agencies and that permits a relevant,  
23 reliable, and in-depth statewide analysis.

24 **SECTION 2.** In Colorado Revised Statutes, 22-32-109.1, **amend**  
25 (1) (a) (V), (1) (b.5), (1) (f), (2) introductory portion, (2) (b) introductory  
26 portion, (2) (b) (IV) introductory portion, (2) (b) (IV) (C), (2) (b) (VII),  
27 (2) (b) (VIII), (2) (c) (II), (3) introductory portion, and (3) (c); and **add**

1 (1) (e.5), (2) (b) (IV) (C.5), (2) (b) (IX), and (11) as follows:

2 **22-32-109.1. Board of education - specific powers and duties**  
3 **- safe school plan - conduct and discipline code - safe school reporting**  
4 **requirements - school response framework - school resource officers**  
5 **- definitions - repeal.** (1) **Definitions.** As used in this section, unless the

6 context otherwise requires:

7 (a) "Action taken" means a specific type of discipline, including  
8 but not limited to the following categories of discipline:

9 (V) Referral to a law enforcement; ~~agency~~; or

10 (b.5) "Community partners" means, collectively, local fire  
11 departments, state and local law enforcement, ~~agencies~~, local 911  
12 agencies, interoperable communications providers, the safe2tell program  
13 described in section 24-31-606, C.R.S., local emergency medical service  
14 personnel, local mental health organizations, local public health agencies,  
15 local emergency management personnel, local or regional homeland  
16 security personnel, and school resource officers.

17 (e.5) "LAW ENFORCEMENT" INCLUDES ANY LAW ENFORCEMENT  
18 AGENCY, LAW ENFORCEMENT OFFICER, OR SCHOOL RESOURCE OFFICER.

19 (f) (I) "Referral to law enforcement" means a communication  
20 between a school administrator, teacher, or other school employee and a  
21 law enforcement ~~agency, which communication~~ THAT:

22 (A) Is initiated by the school administrator, teacher, or other  
23 school employee; and

24 (B) Concerns behavior by a student that the school administrator,  
25 teacher, or other school employee believes may constitute a violation of  
26 the school conduct and discipline code or a criminal or delinquent offense  
27 and for which the school administrator, teacher, or other school employee

1 requests an investigation or other involvement by a law enforcement.  
2 agency.

3 (II) "Referral to law enforcement" does not include:

4 (A) Contact with a law enforcement agency that is made for the  
5 purpose of education, prevention, or intervention regarding a student's  
6 behavior; or

7 (B) Routine or incidental communication between a school  
8 administrator, teacher, or other school employee and a law enforcement;  
9 officer. OR

10 (C) ANY INCIDENT OR COMMUNICATION THAT IS INITIATED BY LAW  
11 ENFORCEMENT.

12 (2) **Safe school plan.** In order to provide a learning environment  
13 that is safe, conducive to the learning process, and free from unnecessary  
14 disruption, EACH SCHOOL DISTRICT BOARD OF EDUCATION OR INSTITUTE  
15 CHARTER SCHOOL BOARD FOR A CHARTER SCHOOL AUTHORIZED BY THE  
16 CHARTER SCHOOL INSTITUTE SHALL, following consultation with the  
17 school district accountability committee and school accountability  
18 committees, parents, teachers, administrators, students, student councils  
19 where available, and, where appropriate, the community at large, each  
20 school district board of education shall adopt and implement a safe school  
21 plan, or review and revise, as necessary in response to any relevant data  
22 collected by the school district, any existing plans or policies already in  
23 effect. In addition to the aforementioned parties, each school district  
24 board of education, in adopting and implementing its safe school plan,  
25 may consult with victims' advocacy organizations, school psychologists,  
26 local law enforcement, agencies, and community partners. The plan, at a  
27 minimum, shall MUST include the following:

1           (b) **Safe school reporting requirements.** A policy whereby the  
2 principal of each public school in a school district ~~shall~~ IS REQUIRED TO  
3 submit annually, in a manner and by a date specified by rule of the state  
4 board, a written report to the board of education of ~~such~~ THE school  
5 district concerning the learning environment in the school during that  
6 school year. The board of education of the school district ~~annually~~ shall  
7 ANNUALLY compile the reports from every school in the district and ~~shall~~  
8 submit the compiled report to the department of education in a format  
9 specified by rule of the state board. The compiled report ~~shall be made~~  
10 ~~available to~~ MUST BE EASILY ACCESSIBLE BY the general public THROUGH  
11 A LINK ON THE DEPARTMENT OF EDUCATION'S WEB SITE HOMEPAGE. ~~Such~~  
12 THE report ~~shall~~ MUST include, but need not be limited to, the following  
13 specific information for the preceding school year:

14           (IV) The number of conduct and discipline code violations. Each  
15 ~~of which violations shall~~ VIOLATION MUST be reported only in the most  
16 serious category that is applicable to that violation, including but not  
17 limited to specific information identifying the number of, and the action  
18 taken with respect to, each of the following types of violations:

19           (C) Use, possession, or sale of a drug or controlled substance,  
20 OTHER THAN MARIJUANA, on school grounds, in a school vehicle, or at a  
21 school activity or sanctioned event;

22           (C.5) THE UNLAWFUL USE, POSSESSION, OR SALE OF MARIJUANA ON  
23 SCHOOL GROUNDS, IN A SCHOOL VEHICLE, OR AT A SCHOOL ACTIVITY OR  
24 SANCTIONED EVENT;

25           (VII) The average class size for each public elementary school,  
26 middle school or junior high school, and senior high school in the state  
27 calculated as the total number of students enrolled in the school divided

1 by the number of full-time teachers in the school; and

2 (VIII) The school's policy concerning bullying prevention and  
3 education, including information related to the development and  
4 implementation of any bullying prevention programs; AND

5 (IX) THE NUMBER OF ACTS OF SEXUAL VIOLENCE ON SCHOOL  
6 GROUNDS, IN A SCHOOL VEHICLE, OR AT A SCHOOL ACTIVITY OR  
7 SANCTIONED EVENT. ANY INFORMATION PROVIDED AS A PART OF THIS  
8 SUBPARAGRAPH (IX) FOR THE SAFE SCHOOL REPORTING REQUIREMENTS  
9 MUST BE REPORTED AS AGGREGATE DATA AND MUST NOT INCLUDE ANY  
10 PERSONALLY IDENTIFYING INFORMATION. FOR THE PURPOSES OF THIS  
11 SUBPARAGRAPH (IX), "SEXUAL VIOLENCE" MEANS A PHYSICAL SEXUAL  
12 ACT PERPETRATED AGAINST A PERSON'S WILL OR WHERE A PERSON IS  
13 INCAPABLE OF GIVING CONSENT.

14 (c) **Internet safety plan.** (II) Each school district is encouraged  
15 to structure the internet safety plan so as to incorporate the internet safety  
16 topics into the teaching of the regular classroom curricula, rather than  
17 isolating the topics as a separate class. Each school district is encouraged  
18 to use available internet safety curricula resources, including but not  
19 limited to materials available through nonprofit internet safety  
20 foundations that are endorsed by the federal government. Each school  
21 district is also encouraged to work with ~~the~~ local law enforcement  
22 ~~agencies~~ for the jurisdiction in which the school district is located in  
23 developing the internet safety curricula, especially with regard to topics  
24 that address personal safety on the internet, internet predator  
25 identification, privacy issues, and homeland security issues. Each school  
26 district is also encouraged to collaborate with parents and teachers in  
27 developing the internet safety curricula, including collaborating with

1 district and statewide organizations that represent parents and teachers.

2 (3) **Agreements with state agencies.** Each board of education  
3 shall cooperate and, to the extent possible, develop written agreements  
4 with law enforcement, ~~officials~~, the juvenile justice system, and social  
5 services, as allowed under state and federal law, to keep each school  
6 environment safe. Each board of education shall adopt a policy whereby  
7 procedures will be used following instances of assault upon, disorderly  
8 conduct toward, harassment of, the making knowingly of a false  
9 allegation of child abuse against, or any alleged offense under the  
10 "Colorado Criminal Code" directed toward a school teacher or school  
11 employee or instances of damage occurring on the premises to the  
12 personal property of a school teacher or school employee by a student.  
13 Such procedures shall include, at a minimum, the following provisions:

14 (c) The school administration shall report the incident to the  
15 district attorney or ~~the~~ appropriate local law enforcement, ~~agency or~~  
16 ~~officer, who~~ WHICH shall, upon receiving such report, investigate the  
17 incident to determine the appropriateness of filing criminal charges or  
18 initiating delinquency proceedings.

19 (11) (a) **Review of reporting requirements.** DURING THE 2020  
20 REGULAR LEGISLATIVE SESSION, THE EDUCATION AND JUDICIARY  
21 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR  
22 ANY SUCCESSOR COMMITTEES, ARE ENCOURAGED TO FORMALLY REVIEW  
23 THE REPORTS RECEIVED FROM THE DIVISION OF CRIMINAL JUSTICE  
24 PURSUANT TO SECTION 24-33.5-503 (1) (bb), C.R.S. THE COMMITTEE  
25 MEMBERS ARE ENCOURAGED TO CONSIDER WHETHER TO:

26 (I) CONTINUE TO REQUIRE LAW ENFORCEMENT OFFICERS AND  
27 DISTRICT ATTORNEYS TO SUBMIT DATA TO THE DIVISION OF CRIMINAL



1 JUSTICE; OR

2 (II) INTRODUCE LEGISLATION TO REPEAL SUCH REPORTING  
3 REQUIREMENTS.

4 (b) THIS SUBSECTION (11) IS REPEALED, EFFECTIVE JULY 1, 2020.

5 SECTION 3. In Colorado Revised Statutes, 22-32-146, amend  
6 (4) introductory portion; and add (5) as follows:

7 22-32-146. School use of on-site peace officers as school  
8 resource officers. (4) Commencing August 1, 2013, and continuing each  
9 August 1 thereafter THROUGH AUGUST 1, 2014, each law enforcement  
10 agency employing or contracting with any law enforcement officer who  
11 is acting or has acted in his or her official capacity on school grounds, in  
12 a school vehicle, or at a school activity or sanctioned event shall report to  
13 the division of criminal justice created in section 24-33.5-502, C.R.S., in  
14 aggregate form without personal identifying information, data about the  
15 cases handled by the agency on school grounds, in a school vehicle, or at  
16 a school activity or sanctioned event. FAILURE TO SUBMIT A TIMELY  
17 REPORT TO THE DIVISION OF CRIMINAL JUSTICE PURSUANT TO THIS  
18 SUBSECTION (4) DOES NOT RELIEVE A LAW ENFORCEMENT AGENCY OF ITS  
19 RESPONSIBILITY TO FILE THE REPORT REQUIRED BY THIS SUBSECTION (4).  
20 A LAW ENFORCEMENT AGENCY THAT HAS FAILED TO FILE A TIMELY  
21 REPORT SHALL FILE ALL SUCH REPORTS WITH THE DIVISION OF CRIMINAL  
22 JUSTICE NO LATER THAN AUGUST 15, 2015. Each such report shall MUST  
23 include, at a minimum, the following information: relating to the  
24 preceding twelve months:

25 (5) (a) ON OR BEFORE AUGUST 1, 2015, EACH LAW  
26 ENFORCEMENT AGENCY THAT IS ACTING OR HAS ACTED IN ITS OFFICIAL  
27 CAPACITY ON SCHOOL GROUNDS, IN A SCHOOL VEHICLE, OR AT A SCHOOL

1 ACTIVITY OR SANCTIONED EVENT SHALL REPORT TO THE DIVISION OF  
2 CRIMINAL JUSTICE, IN THE FORMATS DEVELOPED BY THE DIVISION IN  
3 CONJUNCTION WITH LOCAL LAW ENFORCEMENT AGENCIES, THE  
4 INFORMATION REQUIRED PURSUANT TO PARAGRAPH (c) OF THIS  
5 SUBSECTION (5) THAT IS RELATED TO ALL STUDENT TICKETS, SUMMONS, OR  
6 ARRESTS THAT OCCURRED DURING THE 2014-15 ACADEMIC YEAR,  
7 EXCLUDING INCIDENTS THAT OCCURRED DURING THE SUMMER OF 2014, AT  
8 A PUBLIC ELEMENTARY SCHOOL, MIDDLE OR JUNIOR HIGH SCHOOL, OR HIGH  
9 SCHOOL; IN A SCHOOL VEHICLE; OR AT A SCHOOL ACTIVITY OR  
10 SANCTIONED EVENT.

11 (b) ON OR BEFORE AUGUST 1, 2016, AND EVERY AUGUST 1  
12 THEREAFTER, EACH LAW ENFORCEMENT AGENCY THAT IS ACTING OR HAS  
13 ACTED IN ITS OFFICIAL CAPACITY ON SCHOOL GROUNDS, IN A SCHOOL  
14 VEHICLE, OR AT A SCHOOL ACTIVITY OR SANCTIONED EVENT SHALL  
15 REPORT TO THE DIVISION OF CRIMINAL JUSTICE, IN FORMATS DEVELOPED  
16 BY THE DIVISION IN CONJUNCTION WITH LOCAL LAW ENFORCEMENT  
17 AGENCIES, THE INFORMATION REQUIRED PURSUANT TO PARAGRAPH (c) OF  
18 THIS SUBSECTION (5) THAT IS RELATED TO ALL STUDENT TICKETS,  
19 SUMMONS, OR ARRESTS THAT OCCURRED FOR THE PREVIOUS ACADEMIC  
20 YEAR, INCLUDING INCIDENTS THAT OCCURRED DURING THE PREVIOUS  
21 SUMMER MONTHS, AT A PUBLIC ELEMENTARY SCHOOL, MIDDLE OR JUNIOR  
22 HIGH SCHOOL, OR HIGH SCHOOL; IN A SCHOOL VEHICLE; OR AT A SCHOOL  
23 ACTIVITY OR SANCTIONED EVENT.

24 (c) FOR EACH REPORT REQUIRED PURSUANT TO PARAGRAPH (a) OR  
25 (b) OF THIS SUBSECTION (5), THE LAW ENFORCEMENT AGENCY SHALL  
26 REPORT:

27 (I) THE STUDENT'S FULL NAME;

- 1           (II) THE STUDENT'S DATE OF BIRTH;
- 2           (III) THE STUDENT'S RACE, ETHNICITY, AND GENDER;
- 3           (IV) THE NAME OF THE SCHOOL WHERE THE INCIDENT OCCURRED
- 4           OR THE NAME OF THE SCHOOL THAT OPERATED THE VEHICLE OR HELD THE
- 5           ACTIVITY OR EVENT;
- 6           (V) THE DATE OF THE ARREST OR TAKING OF A STUDENT INTO
- 7           CUSTODY;
- 8           (VI) THE DATE OF THE ISSUANCE OF THE SUMMONS OR TICKET;
- 9           (VII) THE ARREST OR INCIDENT REPORT NUMBER AS RECORDED BY
- 10          THE LAW ENFORCEMENT AGENCY;
- 11          (VIII) THE SINGLE MOST SERIOUS OFFENSE FOR WHICH A STUDENT
- 12          IS ARRESTED, ISSUED A SUMMONS, OR ISSUED A TICKET    USING THE
- 13          NATIONAL CRIME INFORMATION CENTER (NCIC) CRIME CODE;
- 14          (IX) THE TYPE OF WEAPON INVOLVED, IF ANY, FOR OFFENSES
- 15          CLASSIFIED AS GROUP A OFFENSES UNDER THE NATIONAL INCIDENT-BASED
- 16          REPORTING SYSTEM; AND
- 17          (X) THE LAW ENFORCEMENT AGENCY'S ORIGINATING REPORTING
- 18          IDENTIFIER.

19           (d) A LAW ENFORCEMENT AGENCY MAY REPORT THE INFORMATION  
20          REQUIRED PURSUANT TO THIS SUBSECTION (5) ON A MONTHLY,  
21          QUARTERLY, OR ANNUAL BASIS. THE LAW ENFORCEMENT AGENCY SHALL  
22          INFORM THE DIVISION OF CRIMINAL JUSTICE OF THE REPORTING SCHEDULE  
23          IT WILL FOLLOW.

24           **SECTION 4.** In Colorado Revised Statutes, 20-1-113, **amend** (1);  
25          and **add** (4) as follows:

26           **20-1-113. Reporting of criminal proceedings involving public**  
27          **school students.** (1) On or before August 1, 2013, and ~~on or before each~~

1 ~~August 1 thereafter~~ CONTINUING THROUGH AUGUST 1, 2014, the district  
2 attorney of each judicial district, or his or her designee, shall report to the  
3 division of criminal justice created in section 24-33.5-502, C.R.S.,  
4 information about offenses alleged to have been committed by a student  
5 that have occurred on school grounds, in a school vehicle, or at a school  
6 activity or sanctioned event within the judicial district during the  
7 preceding twelve months. FAILURE TO SUBMIT A TIMELY REPORT TO THE  
8 DIVISION OF CRIMINAL JUSTICE PURSUANT TO THIS SUBSECTION (1) DOES  
9 NOT RELIEVE A DISTRICT ATTORNEY OF HIS OR HER RESPONSIBILITY TO FILE  
10 THE REPORT REQUIRED BY THIS SUBSECTION (1). A DISTRICT ATTORNEY  
11 WHO HAS FAILED TO FILE A TIMELY REPORT SHALL FILE ALL SUCH REPORTS  
12 WITH THE DIVISION OF CRIMINAL JUSTICE NO LATER THAN AUGUST 15,  
13 2015.

14 (4) COMMENCING AUGUST 1, 2015, AND CONTINUING EVERY  
15 AUGUST 1 EVERY YEAR THEREAFTER, EACH DISTRICT ATTORNEY SHALL  
16 REPORT TO THE DIVISION OF CRIMINAL JUSTICE THE NAME OF ANY STUDENT  
17 WHO WAS GRANTED PRE-FILE JUVENILE OR ADULT DIVERSION FOR  A  
18 TICKET,  SUMMONS,  OR OFFENSE THAT OCCURRED AT A PUBLIC  
19 ELEMENTARY SCHOOL, MIDDLE OR JUNIOR HIGH SCHOOL, OR HIGH SCHOOL;  
20 IN A SCHOOL VEHICLE; OR AT A SCHOOL ACTIVITY OR SANCTIONED EVENT.  
21 IN ADDITION TO THE FULL NAME OF THE STUDENT, THE DISTRICT  
22 ATTORNEY SHALL REPORT THE STUDENT'S DATE OF BIRTH, RACE,  
23 ETHNICITY, AND GENDER AND THE ARREST OR INCIDENT REPORT NUMBER,  
24 AS RECORDED BY THE ARRESTING LAW ENFORCEMENT AGENCY FOR THE  
25 STUDENT.

26 **SECTION 5.** In Colorado Revised Statutes, 24-33.5-503, **add**  (2)  
27 as follows:

1                   **24-33.5-503. Duties of division.**   (2) (a) (I) ON OR BEFORE  
2   APRIL 1, 2016, AND EVERY APRIL 1   THEREAFTER, TO COMPILE AND  
3   ANALYZE THE DATA REPORTED BY LAW ENFORCEMENT AGENCIES AND  
4   PREPARE A REPORT, WITHOUT IDENTIFYING INFORMATION, CONCERNING  
5   THE TOTAL NUMBER OF TICKETS, SUMMONS, OR ARRESTS THAT OCCURRED  
6   ON SCHOOL GROUNDS, IN SCHOOL VEHICLES, OR AT A SCHOOL ACTIVITY OR  
7   SANCTIONED EVENT AND DESCRIBE THE FINAL DISPOSITION OF THOSE  
8   TICKETS, SUMMONS, OR ARRESTS BY REPORTING AGENCY, SCHOOL, AND  
9   LOCATION. THE REPORT MUST ANALYZE THE DATA BY RACE, AGE, GENDER,  
10   ETHNICITY, AND THE SPECIFIC TYPE OF OFFENSE WITH ALL NATIONAL  
11   CRIME INFORMATION CENTER CRIME CODES. THE DIVISION OF CRIMINAL  
12   JUSTICE SHALL SUPPORT LAW ENFORCEMENT AGENCIES IN THEIR EFFORTS  
13   TO SUBMIT THE REQUIRED DATA, ACTIVELY REACH OUT TO AGENCIES THAT  
14   HAVE FAILED TO SUBMIT THE REQUIRED DATA, AND PROVIDE A  
15   REASONABLE DEGREE OF TRAINING IF NECESSARY.

16                   (II) THE DIVISION SHALL SUBMIT THE REPORT TO THE EDUCATION  
17   AND JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND  
18   THE SENATE, OR ANY SUCCESSOR COMMITTEES. THE DIVISION SHALL  
19   PROVIDE THE REPORT TO ANY MEMBER OF THE PUBLIC UPON REQUEST, IN  
20   A MANNER THAT DOES NOT INCLUDE ANY IDENTIFYING INFORMATION  
21   REGARDING ANY STUDENT. IF THE DIVISION PROVIDES THE INFORMATION  
22   TO A MEMBER OF THE PUBLIC UPON REQUEST PURSUANT TO THIS  
23   PARAGRAPH (a), THE DIVISION MAY CHARGE A FEE TO THE PERSON, WHICH  
24   FEE SHALL NOT EXCEED THE DIRECT AND INDIRECT COSTS INCURRED BY  
25   THE DIVISION IN PROVIDING THE INFORMATION. PROVIDED THAT THE  
26   DIVISION ADHERES TO ALL STATE AND FEDERAL PRIVACY AND  
27   CONFIDENTIALITY LAWS CONCERNING STUDENT INFORMATION, THE

1 DIVISION SHALL PROVIDE THE UNDERLYING DATA GATHERED BY A LAW  
2 ENFORCEMENT AGENCY TO ANY INDEPENDENT RESEARCH OR  
3 COMMUNITY-BASED ORGANIZATION WORKING TO ANALYZE SCHOOL-BASED  
4 CRIMINAL BEHAVIOR AND THE RESPONSE TO THAT BEHAVIOR BY THE  
5 JUVENILE AND CRIMINAL JUSTICE SYSTEMS.

6 (III) THE DIVISION SHALL ANNUALLY POST THE REPORT ON ITS WEB  
7 SITE.

8 (b) TO PREPARE A RETROACTIVE REPORT MEETING THE  
9 REQUIREMENTS OF PARAGRAPH (a) OF THIS SUBSECTION (2) USING  
10 EXISTING DATA SOURCES FOR THE 2013-14 AND 2014-15 SCHOOL YEARS.

11 (c) THE DIVISION IS ONLY REQUIRED TO PERFORM THE DUTIES OF  
12 THIS SUBSECTION (2) IF EXISTING APPROPRIATIONS OR RESOURCES ARE  
13 AVAILABLE.

14 **SECTION 6.** In Colorado Revised Statutes, 2-2-1201, **repeal** (8).

15 **SECTION 7.** In Session Laws of Colorado 2012, **repeal** section  
16 21 of chapter 188.

17 **SECTION 8.** In Session Laws of Colorado 2012, **repeal** section  
18 46 of chapter 188.

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