

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0007.01 Brita Darling

HOUSE BILL 10-1136

HOUSE SPONSORSHIP

King S.,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING EMERGENCY SAFETY PROCEDURES IN
102 KINDERGARTEN-THROUGH-TWELFTH-GRADE SCHOOLS.

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>.)

Commencing with the 2010-11 academic year, the bill requires primary and secondary public schools to conduct at least 2 emergency safety protocol drills each academic year in addition to fire evacuation drills. An emergency safety protocol drill may include the practice of evacuation, lockdown, reverse evacuation, or shelter-in-place procedures.

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.

The additional emergency safety protocol drills may be conducted at the same time as the fire evacuation drill by practicing, for example, a reverse evacuation procedure and a lockdown procedure following the fire evacuation drill. All schools of a school district, boards of cooperative services, and institute charter schools are included in the safety drill requirement.

The bill defines "emergency safety protocol drill" to include the practice of 4 different emergency response procedures, including evacuation, lockdown, reverse evacuation, and shelter-in-place procedures, and gives examples of when a school may implement each emergency response procedure.

The bill requires a school to notify community first responders prior to conducting the emergency safety protocol drill. A school may use the resources of the school safety resource center in developing emergency safety protocol drill procedures.

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

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

4 (a) Colorado elementary and secondary public schools rely on
5 many people and organizations to respond in a coordinated manner to
6 emergencies;

7 (b) Critical incidents that take place at school can be life-changing
8 events that require students and staff to exercise basic survival skills
9 during periods of intense mental and physical stress;

10 (c) Learning simple, core safety protocols that reinforce
11 appropriate action, such as "Lock the doors, turn out the lights, and get
12 out of sight", can be key to achieving a positive individual or group
13 outcome in a true life or death situation;

14 (d) School staff and students must practice emergency safety
15 protocols developed with community partners to better prepare and
16 protect themselves and others during emergencies; and

17 (e) These important emergency safety protocols, including

1 all-hazard drills, should be part of a flexible, but mandatory, school safety
2 program to better protect students and staff while minimizing lost
3 instruction time for students.

4 (2) The general assembly therefore finds that schools will benefit
5 from regular emergency safety protocol drills involving both students and
6 school staff, including evacuation, lockdown, reverse evacuation, and
7 shelter-in-place drills, in addition to the fire evacuation drills that schools
8 currently conduct.

9 **SECTION 2.** 22-32-109.1, Colorado Revised Statutes, is
10 amended BY THE ADDITION OF A NEW SUBSECTION to read:

11 **22-32-109.1. Board of education - specific powers and duties**
12 **- safe schools - definitions. (4.5) Mandatory emergency safety**
13 **protocol drills.** (a) FOR THE PURPOSES OF THIS SUBSECTION (4.5),
14 UNLESS THE CONTEXT OTHERWISE REQUIRES:

15 (I) "EMERGENCY SAFETY PROTOCOL DRILL" MEANS THE PRACTICE
16 OF ONE OR MORE EMERGENCY RESPONSE PROCEDURES, INCLUDING
17 EVACUATION, LOCKDOWN, REVERSE EVACUATION, AND SHELTER-IN-PLACE
18 PROCEDURES.

19 (II) "EVACUATION PROCEDURE" MEANS AN EMERGENCY SAFETY
20 PROTOCOL IN WHICH THE OCCUPANTS OF A SCHOOL BUILDING EXIT THE
21 SCHOOL BUILDING AND REPORT TO A PREDETERMINED, DESIGNATED AREA
22 OR TO AN ANNOUNCED LOCATION TO AWAIT FURTHER INSTRUCTIONS FROM
23 SCHOOL SAFETY PERSONNEL OR COMMUNITY FIRST RESPONDERS. SCHOOL
24 SAFETY PERSONNEL MAY IMPLEMENT AN EVACUATION PROCEDURE, FOR
25 EXAMPLE, IN RESPONSE TO A FIRE ALARM.

26 (III) "LOCKDOWN PROCEDURE" MEANS AN EMERGENCY SAFETY
27 PROTOCOL IN WHICH THE OCCUPANTS OF A SCHOOL BUILDING ARE

1 RESTRICTED TO THE INTERIOR OF THE SCHOOL BUILDING AND THE SCHOOL
2 BUILDING IS SECURED. SCHOOL SAFETY PERSONNEL MAY IMPLEMENT A
3 LOCKDOWN PROCEDURE, FOR EXAMPLE, IN RESPONSE TO AN ARMED
4 INDIVIDUAL INSIDE OR NEAR A SCHOOL BUILDING.

5 (IV) "REVERSE EVACUATION PROCEDURE" MEANS AN EMERGENCY
6 SAFETY PROTOCOL IN WHICH PERSONS SEEK SHELTER AND SAFETY INSIDE
7 A SCHOOL BUILDING WHEN SAID PERSONS ARE FACED WITH A THREAT
8 WHILE OUTSIDE OF THE SCHOOL BUILDING. SCHOOL SAFETY PERSONNEL
9 MAY IMPLEMENT A REVERSE EVACUATION PROCEDURE, FOR EXAMPLE, IN
10 RESPONSE TO A DANGEROUS PERSON, ANIMAL, OR SITUATION ON SCHOOL
11 GROUNDS.

12 (V) "SHELTER-IN-PLACE PROCEDURE" MEANS AN EMERGENCY
13 SAFETY PROTOCOL IN WHICH THE OCCUPANTS OF A SCHOOL BUILDING SEEK
14 SHELTER IN THE SCHOOL BUILDING FROM AN EXTERNAL HAZARD OR
15 NATURAL DISASTER. THE TYPE AND METHOD OF SHELTER ARE
16 ANNOUNCED AT THE TIME OF THE SHELTER-IN-PLACE PROCEDURE.
17 SCHOOL SAFETY PERSONNEL MAY IMPLEMENT A SHELTER-IN-PLACE
18 PROCEDURE, FOR EXAMPLE, IN RESPONSE TO AN EARTHQUAKE OR OTHER
19 NATURAL DISASTER OR TO A THREAT OF EXPOSURE TO HAZARDOUS
20 MATERIALS.

21 (b) (I) EACH BOARD OF EDUCATION SHALL ADOPT A POLICY
22 REQUIRING EACH PUBLIC SCHOOL OF THE SCHOOL DISTRICT TO CONDUCT
23 EMERGENCY SAFETY PROTOCOL DRILLS IN ADDITION TO THE
24 REQUIREMENTS OF PARAGRAPH (g) OF SUBSECTION (4) OF THIS SECTION.

25 (II) THE POLICY SHALL REQUIRE, AT A MINIMUM, THAT:

26 (A) EACH PUBLIC SCHOOL SHALL CONDUCT AT LEAST TWO
27 EMERGENCY SAFETY PROTOCOL DRILLS DURING EACH ACADEMIC YEAR,

1 COMMENCING WITH THE 2010-11 ACADEMIC YEAR;

2 (B) THE EMERGENCY SAFETY PROTOCOL DRILLS SHALL BE IN
3 ADDITION TO THE FIRE EVACUATION DRILLS THAT ARE CONDUCTED AT THE
4 PUBLIC SCHOOL; EXCEPT THAT AN EMERGENCY SAFETY PROTOCOL DRILL
5 OR DRILLS MAY BE CONDUCTED AT THE SAME TIME AS A FIRE EVACUATION
6 DRILL, FOR EXAMPLE, BY CONDUCTING THE FIRE EVACUATION DRILL
7 FOLLOWED BY A REVERSE EVACUATION DRILL AND A LOCKDOWN DRILL;
8 AND

9 (C) EACH PUBLIC SCHOOL SHALL PROVIDE ADVANCE NOTICE OF AN
10 EMERGENCY SAFETY PROTOCOL DRILL CONDUCTED PURSUANT TO
11 SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) TO LAW ENFORCEMENT, FIRE
12 PROTECTION, AND EMERGENCY MANAGEMENT AGENCIES IN THE
13 COMMUNITY IN WHICH THE PUBLIC SCHOOL IS LOCATED AND MAY SEEK
14 ADVICE AND EVALUATION FROM SUCH AGENCIES AND FROM SCHOOL
15 RESOURCE OFFICERS OR SECURITY OFFICERS.

16 (c) PUBLIC SCHOOLS ARE ENCOURAGED TO CONDUCT ADDITIONAL
17 EMERGENCY SAFETY PROTOCOL DRILLS DURING AN ACADEMIC YEAR AS
18 DEEMED APPROPRIATE BY SCHOOL ADMINISTRATION.

19 (d) PUBLIC SCHOOLS MAY OBTAIN ASSISTANCE FROM THE SCHOOL
20 SAFETY RESOURCE CENTER CREATED IN SECTION 24-33.5-1803, C.R.S., IN
21 DEVELOPING EMERGENCY PROCEDURES THAT REFLECT BEST PRACTICES,
22 INCLUDING EFFECTIVE EMERGENCY SAFETY PROTOCOL DRILL PROCEDURES.

23 **SECTION 3.** 22-5-107, Colorado Revised Statutes, is amended
24 to read:

25 **22-5-107. Duties of board of cooperative services.** In addition
26 to any other duty required to be performed by law, the board of
27 cooperative services shall have the same duties as those for boards of

1 education as set forth in ~~section 22-32-109 (1) (a) to (1) (m), (1) (q), and~~
2 ~~(1) (r) and section 22-9-106~~ SECTIONS 22-9-106; 22-32-109 (1) (a) TO (1)
3 (m), (1) (q), AND (1) (r); AND 22-32-109.1 (4.5).

4 **SECTION 4.** 22-30.5-505, Colorado Revised Statutes, is
5 amended BY THE ADDITION OF A NEW SUBSECTION to read:

6 **22-30.5-505. State charter school institute - institute board -**
7 **appointment - powers and duties - rules.** (16) THE INSTITUTE SHALL
8 ADOPT AND IMPLEMENT A POLICY REQUIRING EACH INSTITUTE CHARTER
9 SCHOOL TO CONDUCT EMERGENCY SAFETY PROTOCOL DRILLS AS
10 DESCRIBED IN SECTION 22-32-109.1 (4.5).

11 **SECTION 5. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.