

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

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

LLS NO. 25-0305.01 Shelby Ross x4510

HOUSE BILL 25-1098

HOUSE SPONSORSHIP

Stewart R. and Soper, Duran

SENATE SPONSORSHIP

Michaelson Jenet,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING ESTABLISHING AN AUTOMATED PROTECTION ORDER**

102 **NOTIFICATION SYSTEM IN THE DIVISION OF CRIMINAL JUSTICE.**

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://leg.colorado.gov>.)

The bill requires the division of criminal justice in the department of public safety (division) to establish an automated protection order victim notification system (notification system) to provide a victim, a victim's immediate family, and other interested persons (registered users) with information related to a criminal or civil protection order. The notification system must disseminate specific information to registered

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

users in English and Spanish through a telephone call, text message, or mobile phone application. The bill authorizes the division to contract with a third-party entity to provide the functionality for the notification system.

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

SECTION 1. In Colorado Revised Statutes, **add 24-33.5-537** as follows:

24-33.5-537. Automated protection order notification system

- definitions. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ADVOCATE" MEANS A PERSON WHOSE REGULAR OR VOLUNTEER DUTIES INCLUDE SUPPORTING A PROTECTED PERSON.

(b) "IMMEDIATE FAMILY" MEANS A PROTECTED PERSON'S SPOUSE, CHILD, OR PARENT, OR A BLOOD RELATIVE WHO LIVES IN THE SAME RESIDENCE AS THE PROTECTED PERSON AND IS NOT A RESTRAINED PERSON.

(c) "INTERESTED PERSON" MEANS A LAW ENFORCEMENT OFFICER, A JUDICIAL OFFICER, A DISTRICT ATTORNEY, OR AN ADVOCATE.

(d) "PROTECTED PERSON" MEANS THE PERSON IDENTIFIED IN A PROTECTION ORDER AS THE PERSON FOR WHOSE BENEFIT THE PROTECTION ORDER WAS ISSUED.

(e) "REGISTERED USER" MEANS A PROTECTED PERSON, PROTECTED PERSON'S IMMEDIATE FAMILY, OR OTHER INTERESTED PERSONS WHO ARE REGISTERED WITH THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM ESTABLISHED IN SUBSECTION (2) OF THIS SECTION.

(f) "RESTRAINED PERSON" MEANS THE PERSON IDENTIFIED IN THE PROTECTION ORDER AS THE PERSON PROHIBITED FROM ENGAGING IN SPECIFIED ACTS.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS AND SUBSECTION

1 (10) OF THIS SECTION, THE DIVISION SHALL ESTABLISH AN AUTOMATED
2 PROTECTION ORDER NOTIFICATION SYSTEM TO PROVIDE A PROTECTED
3 PERSON, THE PROTECTED PERSON'S IMMEDIATE FAMILY, AND OTHER
4 INTERESTED PERSONS WITH INFORMATION RELATED TO A PROTECTION
5 ORDER ISSUED PURSUANT TO SECTION 18-1-1001 OR ARTICLE 14 OF TITLE
6 13.

7 (3) THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM
8 MUST INCLUDE, BUT IS NOT LIMITED TO, THE FOLLOWING INFORMATION, IF
9 AVAILABLE:

10 (a) THE DATE THE PROTECTION ORDER WAS SERVED OR WAS
11 ATTEMPTED TO BE SERVED;

12 (b) AN ADVANCE NOTICE OCCURRING ONE HUNDRED TWENTY DAYS
13 BEFORE AND AGAIN OCCURRING THIRTY DAYS BEFORE THE PROTECTION
14 ORDER EXPIRES;

15 (c) WHETHER AN EXTREME RISK PROTECTION ORDER WAS ISSUED
16 AGAINST THE RESTRAINED PERSON PURSUANT TO ARTICLE 14.5 OF TITLE
17 13, AND IF SO, THE DATE THE EXTREME RISK PROTECTION ORDER WAS
18 SERVED OR WAS ATTEMPTED TO BE SERVED;

19 (d) WHETHER THE RESTRAINED PERSON APPLIED FOR AND WAS
20 DENIED THE PURCHASE OR TRANSFER OF A FIREARM AS THE RESULT OF A
21 BACKGROUND CHECK; AND

22 (e) WHETHER THE RESTRAINED PERSON COMPLETED AND
23 SUBMITTED A FIREARM PURCHASE OR TRANSFER APPLICATION THAT
24 INDICATED THE RESTRAINED PERSON WAS INELIGIBLE TO POSSESS A
25 FIREARM PURSUANT TO STATE OR FEDERAL LAW.

26 (4) THE COLORADO BUREAU OF INVESTIGATION IN THE DIVISION
27 SHALL MAKE THE INFORMATION DESCRIBED IN SUBSECTION (3) OF THIS

1 SECTION AVAILABLE TO THE DIVISION FOR THE PURPOSE OF PROVIDING THE
2 INFORMATION TO A PROTECTED PERSON, THE PROTECTED PERSON'S
3 IMMEDIATE FAMILY, OR OTHER INTERESTED PERSONS PURSUANT TO
4 SUBSECTION (2) OF THIS SECTION.

5 (5) THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM
6 MUST DISSEMINATE THE INFORMATION DESCRIBED IN SUBSECTION (3) OF
7 THIS SECTION TO REGISTERED USERS IN ENGLISH AND SPANISH THROUGH
8 A TELEPHONE CALL, EMAIL, TEXT MESSAGE, OR MOBILE PHONE
9 APPLICATION.

10 (6) THE DIVISION MAY CONTRACT WITH A THIRD-PARTY ENTITY TO
11 PROVIDE THE FUNCTIONALITY FOR THE AUTOMATED PROTECTION ORDER
12 NOTIFICATION SYSTEM. THE THIRD-PARTY ENTITY MUST BE ABLE TO:

13 (a) OPERATE A SUPPORT CENTER THAT IS OPEN TWENTY-FOUR
14 HOURS A DAY, SEVEN DAYS A WEEK;

15 (b) SEND EMAILS AND TEXT MESSAGES TO REGISTERED USERS
16 THROUGH A MOBILE PHONE APPLICATION;

17 (c) PROVIDE SPANISH INTERPRETATION SERVICES; AND

18 (d) PROVIDE DIRECTORY OR CONTACT INFORMATION FOR
19 AVAILABLE SUPPORTIVE RESOURCES, INCLUDING, BUT NOT LIMITED TO,
20 HOUSING, HEALTH CARE AND BEHAVIORAL HEALTH CARE, DOMESTIC
21 VIOLENCE VICTIM ASSISTANCE, AND FINANCIAL ASSISTANCE.

22 (7) THE COLORADO BUREAU OF INVESTIGATION, THE DIVISION,
23 AND THE THIRD-PARTY ENTITY, IF ONE WAS CONTRACTED PURSUANT TO
24 SUBSECTION (6) OF THIS SECTION, SHALL IMPLEMENT ANY NECESSARY
25 DATA-SHARING STANDARDS IN ORDER TO PROTECT DATA FROM BEING
26 TRANSFERRED FROM THE COLORADO BUREAU OF INVESTIGATION AND THE
27 DIVISION TO THE CONTRACTED THIRD-PARTY ENTITY.

1 (8) THE AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM
2 MUST BE COMPATIBLE WITH THE STATE'S EXISTING AUTOMATED VICTIM
3 NOTIFICATION SYSTEM DESCRIBED IN SECTION 24-4.1-303 (15)(c).

4 (9) A PUBLIC ENTITY, AS DEFINED IN SECTION 24-10-103, IS
5 IMMUNE FROM LIABILITY IN ANY CIVIL ACTION BASED ON THE PUBLIC
6 ENTITY'S RELEASE OF INFORMATION OR THE FAILURE TO RELEASE
7 INFORMATION RELATED TO THE AUTOMATED PROTECTION ORDER
8 NOTIFICATION SYSTEM AS LONG AS THE RELEASE OR FAILURE TO RELEASE
9 WAS NOT THE RESULT OF GROSS NEGLIGENCE.

10 (10) (a) THE DIVISION MAY SEEK, ACCEPT, AND EXPEND GIFTS,
11 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE
12 PURPOSES OF THIS SECTION.

13 (b) THE DIVISION SHALL NOT ESTABLISH OR OPERATE THE
14 AUTOMATED PROTECTION ORDER NOTIFICATION SYSTEM UNTIL THE
15 DIVISION RECEIVES SUFFICIENT MONEY TO ESTABLISH AND OPERATE THE
16 SYSTEM FOR AT LEAST ONE YEAR FROM GIFTS, GRANTS, OR DONATIONS,
17 INCLUDING FEDERAL FUNDS, OR MONEY APPROPRIATED TO THE DIVISION
18 FROM THE COLORADO CRIME VICTIM SERVICES FUND ESTABLISHED IN
19 SECTION 24-33.5-505.5. THE GENERAL ASSEMBLY SHALL NOT
20 APPROPRIATE ANY MONEY FROM THE GENERAL FUND FOR THE PURPOSES
21 OF THIS SECTION. NOTWITHSTANDING SECTION 24-75-1305, THE GENERAL
22 ASSEMBLY MAY APPROPRIATE MONEY TO THE DIVISION FROM THE
23 COLORADO CRIME VICTIM SERVICES FUND IN ANY STATE FISCAL YEAR.

24 **SECTION 2. Federal funds.** For the 2025-26 state fiscal year,
25 the general assembly anticipates that the department of public safety will
26 receive \$500,000 in federal funds to implement this act. This figure is
27 subject to the "(I)" notation as defined in the annual general appropriation

1 act for the same fiscal year.

2 **SECTION 3. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly; except
5 that, if a referendum petition is filed pursuant to section 1 (3) of article V
6 of the state constitution against this act or an item, section, or part of this
7 act within such period, then the act, item, section, or part will not take
8 effect unless approved by the people at the general election to be held in
9 November 2026 and, in such case, will take effect on the date of the
10 official declaration of the vote thereon by the governor.