A BILL FOR AN ACT

CONCERNING THE CREATION OF THE COLORADO NONPROFIT SECURITY GRANT PROGRAM FOR QUALIFIED NONPROFIT ORGANIZATIONS AT HIGH RISK OF A TERRORIST ATTACK WHO APPLIED FOR BUT DID NOT RECEIVE A GRANT FROM THE FEDERAL NONPROFIT SECURITY GRANT PROGRAM.

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 creates the Colorado nonprofit security grant program to provide money to qualified nonprofit organizations that are at high risk...
of a terrorist attack and that applied for, but did not receive, a grant from the federal nonprofit security grant program. Grant recipients may use the money for physical security enhancements and other security-related activities.

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

SECTION 1. Legislative declaration. (1) The general assembly finds that:

(a) The federal nonprofit security grant program (NSGP) administered by the federal emergency management agency provides funding for physical security enhancements and other security-related activities to qualified nonprofit organizations that are at high risk of a terrorist attack. These nonprofit organizations, including houses of worship, have been able to apply for funding to protect against these attacks through the federal NSGP, but current funding levels are not sufficient for the demand.

(b) In 2021, 3,361 nonprofit organizations applied to the federal NSGP for a total of $400 million, but only 1,532 applications were approved, receiving a combined total of $180 million - the amount budgeted for the federal NSGP. In Colorado, 51 nonprofit organizations applied for a total of $6,579,875, but only 10 nonprofit organizations were approved, receiving a combined total of $1,113,774.

(c) From 2019 to 2020, hate crimes in Colorado increased by 22.3% from 279 to 340, the highest number since these statistics were recorded. Nationally, hate crimes increased by 13% from 7,287 to 8,263. Of that amount, 2,433 targeted property, including 292 targeting houses of worship, 228 targeting schools, 108 targeting medical facilities, 33 targeting community centers, and 6 targeting day care facilities.
(d) Extremists with the potential to take violent action pose a high risk to minority communities in Colorado. In November 2019, the federal bureau of investigation foiled an attempted bombing of Temple Emanuel in Pueblo, Colorado. That same month, Denver police apprehended an individual menacing congregants with weapons outside of the Downtown Denver Islamic Center.

(2) Therefore, the general assembly declares it is important for Colorado to create a state-funded nonprofit security grant program to ensure that more Colorado-based nonprofit organizations receive grants to complete potentially life-saving projects that thwart off potential terrorist attacks in the future.

SECTION 2. In Colorado Revised Statutes, add 24-33.5-1620 as follows:

24-33.5-1620. Colorado nonprofit security grant program - rules - definitions - appropriation. (1) As used in this section, unless the context otherwise requires:

(a) "Federal program" means the federal nonprofit security grant program administered by the federal emergency management agency.

(b) "Grant program" means the Colorado nonprofit security grant program created in subsection (2) of this section.

(2) Program created - allowable costs - rules. (a) There is created in the division the Colorado nonprofit security grant program to provide grants to nonprofit organizations for physical security enhancements and other security-related activities.

(b) Grant recipients may use the money received for
SECURITY-RELATED ACTIVITIES, INCLUDING BUT NOT LIMITED TO, THE INSTALLATION OF SECURITY EQUIPMENT ON REAL PROPERTY OWNED OR LEASED BY THE NONPROFIT ORGANIZATION; SECURITY-RELATED PLANNING, EXERCISES, TRAINING, AND CONTRACTED SECURITY PERSONNEL; OR ANY OTHER SECURITY ENHANCEMENTS APPROVED BY THE DIVISION AND IN ACCORDANCE WITH THE ALLOWABLE COSTS UNDER THE FEDERAL PROGRAM.

(c) The division shall administer the grant program, and, subject to available appropriations, shall award grants as provided in this section; except that a grant award may not be greater than fifty thousand dollars.

(d) No later than August 30, 2022, the director shall promulgate rules necessary to implement the grant program. At a minimum, the rules must specify:

(I) The time frames for applying for grants, the form of the grant program application, the criteria for evaluating the financial need of grant applicants, the time frames for distributing grant money, and requirements for reports from grant recipients; and

(II) That a grant recipient must have submitted an application for, but not been selected to receive, a grant under the federal program.

(e) No later than December 1, 2022, the division shall begin accepting applications in accordance with the rules promulgated in accordance with subsection (2)(d) of this section.

(3) Application - criteria - award. (a) To receive a grant, a nonprofit organization shall submit an application to the
DIVISION IN ACCORDANCE WITH THE RULES PROMULGATED PURSUANT TO
SUBSECTION (2)(d) OF THIS SECTION.

(b) The division shall review the applications received in
accordance with this section. In awarding the grants, the
division shall consider the financial need of the applicant, as
determined in accordance with the rules promulgated pursuant
to subsection (2)(d) of this section.

(c) Subject to available appropriations, the division shall
award grants as provided in this section. The division shall
announce grant awards on its website within five business days
after making the awards. The division shall distribute the grant
money within thirty days after awarding the grants.

(4) **Reporting requirement.** Each grant recipient shall
submit the following information to the division in accordance
with the rules promulgated pursuant to subsection (2)(d) of this
section:

(a) A project implementation plan;
(b) A quarterly progress report;
(c) A summary report upon completion of the project; and
(d) Any reimbursement request.

(5) **Appropriation.** Subject to available appropriations,
beginning in the 2022-23 state fiscal year, and each state fiscal
year thereafter, the general assembly shall appropriate one
million five hundred thousand dollars from the general fund to
the department for use by the division for the purposes of this
section.

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