

**Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**REREVISED**

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

LLS NO. 18-1234.01 Kip Kolkmeier x4510

**SENATE BILL 18-242**

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**SENATE SPONSORSHIP**

**Marble,**

**HOUSE SPONSORSHIP**

**Leonard and Humphrey,**

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**Senate Committees**

State, Veterans, & Military Affairs

**House Committees**

State, Veterans, & Military Affairs

HOUSE  
Amended 3rd Reading  
May 9, 2018

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**A BILL FOR AN ACT**

101 **CONCERNING THE SWEARING OF A PUBLIC OFFICIAL OATH OF OFFICE.**

**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 a person swearing an oath of office for a public office or position to do so by swearing by the everliving God. The bill also requires the person swearing the oath of office to do so with an uplifted hand.

HOUSE  
2nd Reading Unamended  
May 8, 2018

SENATE  
3rd Reading Unamended  
April 24, 2018

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

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

SENATE  
2nd Reading Unamended  
April 23, 2018

1           **SECTION 1.** In Colorado Revised Statutes, 24-12-101, **amend**  
2 **as amended by House Bill 18-1138** (1) as follows:

3           **24-12-101. Form of oath or affirmation for public office -**  
4 **requirements for oath or affirmation.** (1) When a person is required to  
5 take an oath or affirmation before the person enters upon the discharge of  
6 a public office or position, the form of the oath or affirmation is as  
7 follows:

8           I [name], do [select swear, AFFIRM, OR SWEAR BY THE  
9 ~~EVERLIVING GOD~~ or affirm] that I will support the  
10 constitution of the United States, the constitution of the  
11 state of Colorado, and the laws of the state of Colorado,  
12 and will faithfully perform the duties of the office of [name  
13 of office or position] upon which I am about to enter to the  
14 best of my ability.

15 ~~It is lawful for a person electing~~ IF CHOOSING to swear an oath, to "swear  
16 ~~by the everliving God" if that~~ THE person so chooses SWEARING SHALL DO  
17 SO WITH AN UPLIFTED HAND.

18           **SECTION 2. Act subject to petition - effective date.** (1) This  
19 act takes effect at 12:01 a.m. on the day following the expiration of the  
20 ninety-day period after final adjournment of the general assembly (August  
21 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a  
22 referendum petition is filed pursuant to section 1 (3) of article V of the  
23 state constitution against this act or an item, section, or part of this act  
24 within such period, then the act, item, section, or part will not take effect  
25 unless approved by the people at the general election to be held in  
26 November 2018 and, in such case, will take effect on the date of the  
27 official declaration of the vote thereon by the governor.

1           (2) This act takes effect only if House Bill 18-1138 becomes law  
2   and takes effect either upon the effective date of this act or House Bill  
3   18-1138, whichever is later.