

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 18-242

BY SENATOR(S) Marble, Baumgardner, Cooke, Crowder, Lambert, Lundberg, Neville T., Priola, Scott, Sonnenberg, Tate, Grantham; also REPRESENTATIVE(S) Leonard and Humphrey, Arndt, Beckman, Covarrubias, Exum, Hooton, Lewis, Liston, Neville P., Pabon, Ransom, Rosenthal, Saine, Sias, Van Winkle, Williams D., Wist.

CONCERNING THE SWEARING OF A PUBLIC OFFICIAL OATH OF OFFICE.

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

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

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

I [name], do [select swear, AFFIRM, OR SWEAR BY THE EVERLIVING GOD ~~or affirm~~] that I will support the constitution of the United States, the constitution of the state of Colorado, and the laws of the state of Colorado, and will faithfully perform the duties of the office of [name of office

Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

or position] upon which I am about to enter to the best of my ability.

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

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

(2) This act takes effect only if House Bill 18-1138 becomes law

and takes effect either upon the effective date of this act or House Bill 18-1138, whichever is later.

Kevin J. Grantham
PRESIDENT OF
THE SENATE

Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO