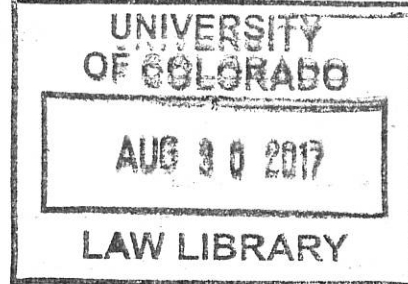


Colorado Revised Statutes

2017



Title 24
Book 1

Government — State
Articles 1 to 49.9



Edited, Collated, Revised,
Annotated, and Indexed
Under the Supervision and Direction of the

COMMITTEE ON LEGAL SERVICES

by

JENNIFER G. GILROY OF THE COLORADO BAR,
REVISOR OF STATUTES,
AND THE
OFFICE OF LEGISLATIVE LEGAL SERVICES

Published with Annotations through 2017 CO 8, 2017 COA 13, 390 P.3d 408, 115 F. Supp. 3d 1291, 844 F.3d 1271, 135 S. Ct. 1136, 545 B.R. 54, 88 U. Colo. L. Rev. 280 (2017), 93 Denv. L. Rev. 974 (2016), and 46 Colo. Law. 64 (February 2017). (See Annotation Explanation on page ix.)

*Reenacted by the General Assembly as the
Positive Statutory Law of Colorado of a General and Permanent Nature
and as the Official Statutes of the State of Colorado*

LexisNexis
Printers and Distributors

| | | | |
|------------|---|--------------|--|
| 24-22-103. | Seal of office. | | financial reporting system project - repeal. (Repealed) |
| 24-22-104. | Access to all state offices. | | 24-22-114. Business training and promotion cash fund - repeal. (Repealed) |
| 24-22-105. | Acceptance of gifts, legacies, and devises - display by state historical society permitted. | 24-22-115. | Tobacco litigation settlement cash fund - health care supplemental appropriations and overexpenditures account - creation. |
| 24-22-106. | Care of records - delivery to successor in office. | 24-22-115.5. | Legislative declaration - tobacco litigation settlement trust fund - creation. (Repealed) |
| 24-22-107. | Duties and powers of state treasurer. | 24-22-115.6. | Miscellaneous tobacco litigation settlement moneys. |
| 24-22-108. | Willful neglect of duty - penalty. | 24-22-116. | Legislative declaration - exclusion of tobacco litigation settlement moneys from fiscal year spending. |
| 24-22-109. | Willful refusal to pay warrant or check - penalty. | 24-22-117. | Tobacco tax cash fund - accounts - creation - legislative declaration. |
| 24-22-110. | Personal profit on state moneys unlawful - penalty. | | |
| 24-22-111. | Unlawful acts of other persons - penalty. | | |
| 24-22-112. | Power of state treasurer to issue and sell notes. (Repealed) | | |
| 24-22-113. | Power of state treasurer to loan money to the Colorado | | |

24-22-101. Oath - bond and sureties - conditions of bond. (1) On or before the second Tuesday in January after his election and before entering upon his duties, the state treasurer shall take and subscribe to the oath required by the state constitution and shall give a bond to the people of the state of Colorado in the sum of one million dollars, with not less than ten individual sureties or one or more surety companies authorized to do business in this state. The bond and each surety shall be approved by the governor and the attorney general and held in the custody of the secretary of state.

(2) The conditions of said bond shall be in substance that the state treasurer and all persons employed in the treasury department under his supervision shall faithfully discharge their respective duties and trusts and that the state treasurer shall be held responsible against all risks and losses whatsoever for all state moneys coming into his hands or received by the treasury department.

(3) If the bond is furnished by one or more surety companies, the entire premium therefor shall be paid by the state, and the general assembly shall appropriate the amount thereof.

(4) Whenever the governor, with the concurrence of the attorney general, deems the surety on said bond to be insufficient for the said sum of one million dollars, he may demand, and the state treasurer shall give, additional bond with sureties, at the cost of the state, to be approved by the governor and the attorney general.

Source: L. 71: R&RE, p. 1236, § 1. **C.R.S. 1963:** § 132-3-1.

Cross references: For general bond requirements, see § 24-2-104; for the salary of the state treasurer, see § 24-9-101; for discretionary funds of the state treasurer, see § 24-9-105; for the election of the state treasurer, see § 3 of art. IV, Colo. Const., and § 1-4-204.

ANNOTATION

Treasurer and sureties are absolutely liable for all public moneys received. The absolute liability of the state treasurer and his sureties for

all public moneys received by him as treasurer is fixed by § 12 of art. X, Colo. Const. State v. Walsen, 17 Colo. 170, 28 P. 1119 (1892).

24-22-102. State treasurer may administer oaths. The state treasurer has power to administer all oaths and affirmations required by law in matters concerning the duties of his office.

UNIVERSITY OF COLORADO
LAW LIBRARY

STATE OF COLORADO
Department of State
1700 Broadway
Suite 200
Denver, CO 80290



Wayne W. Williams
Secretary of State

Suzanne Staiert
Deputy Secretary of State

September 12, 2017

Laurence R. Goodman
P.O. Box 3792
Boulder CO 80307-3792

Dear Mr. Goodman:

We received your enclosed request for a certified copy of Walker Stapleton's oath and bond. A copy of Mr. Stapleton's most recent oath is enclosed. If you wish to order a certified copy, please complete the enclosed request form and mail it to our office with the required fee.

We could not locate a copy of a bond for Mr. Stapleton in our records.

Sincerely,

Colorado Secretary of State's Office

Laurence R. Goodman
P.O. Box 3792
Boulder, Colorado 80307-3792

September 7, 2017

Wayne W. Williams
1700 Broadway, Suite 200
Denver, Colorado 80290
Certified Mail No. 7017 0660 000 3246 0952

RE: Demand for certified copies of oath and fiduciary bond(s) for the Colorado State Treasurer.

The authority for asking for this demand, as one of the People in Colorado, is Article II, Section 2, Colorado Constitution, ratified in 1876. Therefore, I Laurence R. Goodman demand certified copies of Colorado State Treasurer, Walker Stapleton's oath and fiduciary bond(s) to the people of the state of Colorado as required by Article VI, Clause 3, Constitution for the United States of America, ratified in 1789; Article XII, Sections 8, 9, and 10; Schedule, Section 2 and 22, Colorado Constitution, ratified in 1876; and pursuant to:

Colorado Revised Statutes 24-22-101(1)(2017). Oath – bond and sureties - conditions of bond

(1) "On or before the second Tuesday in January after his election and before entering upon his duties, the state treasurer shall take and subscribe to the oath required by the state constitution and shall give a bond to the people of the state of Colorado in the sum of one million dollars, with not less than ten individual sureties or one or more surety companies authorized to do business in this state. The bond and each surety shall be approved by the governor and the attorney general and held in the custody of the secretary of state."

Disclosure of the said requested information is in the public interest. The People of Colorado are ultimately responsible for their sovereignty. If government officials are encroaching on the rights of the People by cheating on their oath and fiduciary bond(s), denying the powers of both constitutions, it affects all the People in Colorado.

A definite answer in writing, is required stating that a search was made and that all or some of the documents were not found. If you do not respond within ten days of receipt of this demand, it means you cannot produce evidence of an oath and a fiduciary bond.


Laurence R. Goodman

RECEIVED

SEP 11 2017

SECRET

CERTIFICATE OF MAILING

A demand for certified copies of oath and fiduciary bond(s) for the Colorado State Treasurer was sent in a securely sealed envelope by U.S. mail this 7th day of September, 2017 to:

Wayne W, Williams
1700 Broadway, Suite 200,
Denver, Colorado 80290
Certified Mail No. 7017 0660 000 3246 0952

Laurence R. Goodman
Laurence R. Goodman

Kenneth B. Malpass

William A. Hiron

Paul Sartin

Juan Sule

COLORADO SECRETARY OF STATE

Payment is required with request.

20175031623
\$15.00
SECRETARY OF STATE
09/25/2017 14:17:36

REQUEST FOR OATH OF OFFICE OR FACSIMILE SIGNATURE FILING

Type of document (check one): Oath of Office Facsimile Signature Filing

Name(s)/Title on document: Oath of Office with evidence of fiduciary bond

Office held: Treasurer Walker R. Stapleton

Jurisdiction: See attached letter - C.R.S. 24-22-101(1)

Most current date OR Date range: _____

Indicate standard of service requested: Regular OR Expedite (add \$10 per copy to the regular fee)

| | | <u>Regular fee</u> | <u>Fee if expedited</u> |
|--|----------------------------|--------------------|-------------------------|
| <input checked="" type="checkbox"/> Certified copy | Number of copies: <u>1</u> | \$5.00 per copy | <u>\$15.00 per copy</u> |
| <input type="checkbox"/> Photocopy only | Number of copies: _____ | Free | \$10.00 per copy |

Make checks payable to: Colorado Secretary of State

A definite answer in writing, is required stating that a search was made and that all or some of the documents were not found.

- No Bond found (LD)

Included Cert Copy of Oath REQUESTING PARTY

Name: Laurence R. Goodman Phone: _____

Address: P.O. Box 3792 City: Boulder State: Colo ZIP 80307

Mail Pick up Fed Ex/UPS Account Number: _____

Prepaid Account Number: _____ Job Number: _____

STATE OF COLORADO



RECEIVED

MAY 20 2015

**ELECTIONS
SECRETARY OF STATE**

20155013095 C
OATH_OFFICE
SECRETARY OF STATE
05/20/2015 04:52:07

TREASURER OATH OF OFFICE

I, Walker R. Stapleton, do solemnly swear by the everliving God, that I will support the Constitution of the United States and of the State of Colorado, and faithfully perform the duties of the office of Treasurer of the State of Colorado, to which I am about to enter.

*Subscribed and sworn to before me this
Thirteenth Day of January A.D. 2015*

*Honorable Nancy E. Rice
Chief Justice, Colorado Supreme Court*



**STATE OF COLORADO
DEPARTMENT OF STATE**

I hereby certify that this is a true and complete copy of the document filed in this office and admitted to record in

File Stadler, Walker B. Treasurer
State of Colorado Subpoena 01-13-2015

DATED 9/25/17

Wayne D. Williams
Secretary of State

By Laura Budy