

PDP7 Reporting Requirements. [Section 11-10.5-109(1), C.R.S.]

A. On or before the tenth calendar day of each month, each eligible public depository shall list for the Banking Board on the Monthly Public Depository Liability Report:

1. All public deposit account titles (full, complete titles);
2. Each public deposit account's dollar amount as of the last business day of the previous month, or as of the day during the previous month on which the bank experienced its highest single day's aggregate total of uninsured public deposits; however, for the report due each July 10 only, each public deposit account's dollar amount must be reported as of June 30, rather than as of the highest uninsured balance day for June.
3. The dollar amount of each account that is not insured by the FDIC;
4. The official custodian for each account or the identification number assigned to the account by the Division of Banking pursuant to Section 11-10.5-111(3), C.R.S.
5. The aggregate total of all public deposits held on the day upon which the above-required listing was based; and
6. The aggregate market value of the eligible collateral pledged to secure public deposits on the day upon which the above-required listing was based; and
7. For the report due July 10 only, the bank account number(s) must be included for each public deposit account.

B. On the same Monthly Public Depository Liability Report, each eligible public depository shall report to the Banking Board the bank's highest single day's aggregate total of uninsured public deposits during the previous month and the date on which the bank experienced that highest single day's aggregate total of uninsured public deposits; or, at its option, an eligible public depository may identify each public deposit account's highest uninsured balance during the previous month and report to the Banking Board the aggregate total of those uninsured amounts.

C. A sworn, and ~~notarized~~signed, statement shall accompany the Monthly Public Depository Liability Report, certifying that the report is true and correct and that at the close of each business day during the previous month the eligible public depository had sufficient collateral pledged to secure all uninsured public deposits in accordance with the collateralization levels required under the Public Deposit Protection Act and Banking Board's Rule PDP5.

D. On or before the tenth day of each month, each eligible public depository shall report to the Banking Board the following information with respect to each loan pledged by the eligible public depository as eligible collateral:

1. Loan identification number;
2. Name of borrower;
3. Current principal balance;
4. Current interest rate;

5. Maturity date of loan;
6. Original dollar amount of the loan;
7. Date last payment was received; and
8. Date next payment is due.

E. On or before the tenth day of each month, each eligible public depository shall report to the Banking Board the following information with respect to each security with principal balance pledged as eligible collateral:

1. CUSIP number of security; and
2. Current principal balance of mortgage pool or loan backed security.

PDP8 Directors' Examination of Public Deposits. [Section 11-10.5-109(2), C.R.S.]

A. Qualifications for Independent Person(s) Assuming Responsibility for Due Care of Directors' Examinations of Public Deposits. For the purposes of PDP8(A), the following meets the definition of an Independent Person:

- Independent accounting firm composed of certified public accountants
- The eligible public depository's holding company, so long as the department or individual(s) conducting the directors' examination is not responsible for performing PDPA tasks or the oversight of such tasks.
- A subsidiary of the parent company of an eligible public depository, so long as the department or individual(s) conducting the directors' examination is not responsible for performing PDPA tasks or the oversight of such tasks. Persons approved by the Banking Board to conduct directors' examinations under C.R.S. 11-103- 502(3)(b) are also automatically approved to conduct directors' examinations of public deposits.

B. Scope of Public Deposit Directors' Examinations.

Directors' examinations of public deposits shall include the following:

1. The bank's total capital to risk-weighted asset ratio.
2. A review of the eligible public depository's trial balance reports or other records identifying all deposit accounts held by the bank to discover any public deposit accounts not previously identified as "public" or reported to the Division of Banking on the Monthly Public Depository Liability Report. This procedure is not required if the eligible public depository's most recent safety and soundness CAMEL rating was 1 or 2.
3. Verification that each piece of pledged collateral is of a type approved by the Banking Board as eligible collateral. Refer to Banking Board Rule PDP3 for eligible collateral list. This procedure is not required if the eligible public depository's most recent safety and soundness CAMEL rating was 1 or 2.
4. Verification that the eligible public depository is reporting monthly to the Division of Banking the current principal balance of each real estate loan, mortgage-backed pool security, and collateralized mortgage obligation pledged as collateral under the Public Deposit Protection Act. This procedure is not required if the eligible public depository's most recent safety and soundness CAMEL rating was 1 or 2.
5. Review of the bank's procedures and workpapers for calculating uninsured public deposits and verifying that sufficient collateral is pledged to protect those uninsured deposits at the minimum required level under Banking Board Rules PDP4 and PDP5. Acknowledgment that the bank has been pledging sufficient amounts of collateral.
6. Review of all collateral pledged under the Public Deposit Protection Act to identify any piece of pledged collateral that has been reported to be in jeopardy of default or any piece of pledged collateral that has been adversely classified by any regulatory agency examiner.

C. Frequency of the Directors' Examination.

The Directors' Examination addressing in detail the items under Banking Board Rule PDP8(B) shall be performed at least annually, but at intervals no more than fifteen months, by an independent person that meets the qualifications under Banking Board Rule PDP8(A).

D. Report to be Filed With the Colorado Division of Banking.

A copy of a report addressing in detail the items under Banking Board Rule PDP8(B) must be filed with the Colorado Division of Banking within one hundred ~~forty (150)~~eighty (180) days following the date of the directors' examination of public deposits.