ORDINANCE NO. 19128

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending City of Topeka Code § 2-116 and § 90-28 concerning filing of oaths, and specifically repealing said original sections.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That section 2-116, Oath, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Oath.

(a) All officers of the city, whether elected or appointed, and each person to be employed by the city shall, before entering upon the duties of their respective offices, appointment or employment, take and subscribe an oath or affirmation, as follows:

"I do solemnly swear (or affirm, as the case may be) that I will support the Constitution of the United States of America and the Constitution of the State of Kansas and faithfully discharge the duties of ________________ (here enter name of office or employment). So help me God."

(b) Oaths or affirmations required under this division shall be administered before such officers and in the manner prescribed by K.S.A. 54-101, 54-102 and 54-103.

(c) All officers and employees required by law to take and subscribe or file any oath or affirmation shall be supplied the necessary forms for this purpose at the expense of the city and, upon taking and subscribing or signing any such oath or affirmation, such completed original or copies of forms for city employees oaths shall be filed with the city personnel division. Completed original or copies of forms of oaths for elected and appointed officers shall be filed with the city
The city treasurer shall not disburse any funds in payment for services to any officer or employee of the city until the original oath or affirmation provided for in this division shall have been duly subscribed and the original or a copy is filed with the city by such officer or employee.

Section 2. That section 90-28, Commission, badge, oath, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Commission, badge, oath.

Each police officer appointed under this article shall be issued a commission, signed by the city manager and attested by the city clerk, and a badge of office. Each such officer and member of the department shall, before entering upon the duties of the office, take and subscribe an oath of office and such other oath as may be required by law, and such original or copy of the oath shall be filed with the city auditor resources department.

Section 3. That original sections 2-116 and 90-28 of The Code of the City of Topeka, Kansas, is hereby specifically repealed.

Section 4. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the City Council July 15, 2008.

CITY OF TOPEKA, KANSAS

ATTEST: William W. Bunten, Mayor

Brenda Younger, City Clerk