

Ordinance No. 109919

72:0:28

AN ORDINANCE authorizing an acting department or office head in the event of the incapacitation of the department or office head, and amending Seattle Municipal Code Chapter 3.92, and Ordinance 83897, as last amended by Ordinance No. 107904

5/28/81 Pass

COMPTROLLER
FILE NUMBER

Council Bill No. 102226

INTRODUCED APR 20 1981	BY: EXECUTIVE REQUEST
REFERRED: APR 20 1981	TO: <i>kin</i>
REFERRED:	
REFERRED:	
REPORTED: JUN 1 - 1981	SECOND READING: JUN 1 - 1981
THIRD READING: JUN 1 - 1981	SIGNED: JUN 1 - 1981
PRESERVED TO MAYOR: JUN 2 - 1981	APPROVED: JUN 08 1981
RETD. TO CITY CLERK: JUN 08 1981	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDINANCE NO. 109919

AN ORDINANCE authorizing an acting department or office head in the event of the incapacitation of the department or office head, and amending Seattle Municipal Code Chapter 3.92, and Ordinance No. 83897, as last amended by Ordinance No. 107904.

WHEREAS, there is a need for a clear designation of authority when a department or office head is incapacitated;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Chapter 3.92 of the Seattle Municipal Code, and Ordinance No. 83897 as last amended by Ordinance No. 107904, are each amended to add a new section as follows:

3.92.030 Incapacitation of Department or Office Heads

Upon the incapacitation of the individual serving in any appointive Charter office or the position of department or office head in any department or office created by ordinance, the highest-ranking unsubordinated officer or employee in such department or office shall, during the period of such incapacitation, perform, in addition to his/her regular duties, the duties of such appointive office so that the department or office concerned shall function and the interest of the public be protected in any such interim.

(To be used for all Ordinances except Emergency.)

Section 2 . This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 1st day of June, 1981, and signed by me in open session in authentication of its passage this 1st day of June, 1981.

[Signature]
President of the City Council.

Approved by me this 8th day of June, 1981.

[Signature]
Mayor.

Filed by me this 8th day of June, 1981.

Attest: *[Signature]*
City Comptroller and City Clerk.

(SEAL)

Published _____

By: *[Signature]*
Deputy Clerk.

Your City, Seattle

Office of the Mayor
Charles Royer, Mayor



April 21, 1981

Honorable Norm Rice
Chair, Finance Committee
Seattle City Council

Subject: Proposed ordinance regarding incapacitation of
department heads

Dear Norm:

The attached ordinance would provide that in the event a department head is incapacitated by illness or some other disability, but remains within the city limits of Seattle, the highest ranking and subordinated officer of that department may act in the place of the agency head.

The Municipal Code currently provides at Chapter 3.92 for the highest ranking and subordinated officer to take over if there is a vacancy. But the Code does not cover a situation where a department head may be temporarily, but severely, disabled and unable to fulfill his or her duties. This ordinance would remedy that deficit in the Code.

Please let me know if you have any additional questions on this matter.

Sincerely,

Hugh Spitzer
Legal Counsel

HS:cj

Enclosure

The City of Seattle--Legislative Department

MR. PRESIDENT:

Date Reported
and Adopted

Your Committee on

fin

JUN 2 - 1981

to which was referred

C.B. 102226

Authorizing an acting department head or office head in the event of the incapacitation of the department or office head, and amending Seattle Municipal Code Chapter 3.92, and Ordinance 83897, as last amended by Ordinance No. 107904.

5/28/81

Finance

Pass

Nauman Ski

Chairman

Chairman

Committee

Committee