

Ordinance No. 124708

Council Bill No. 118323

AN ORDINANCE relating to the oath of office for Municipal Court judge; amending Seattle Municipal Code 3.33.120.

CF No. _____

Date Introduced:		
Date 1st Referred: 2/2/15	To: (committee) <u>Education and Governance</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: 2/9/15	Full Council Vote: 9-0	
Date Presented to Mayor: 2/10/15	Date Approved: 2/20/2015	
Date Returned to City Clerk: 2/20/2015	Date Published:	T.O. _____ F.T. _____
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____

703
Councilmember

Committee Action:

2/4/15 PASS 3-0 (B, SC, SR)

Full Council Action

2/9/15 PASS 9-0

This file is complete and ready for presentation to Full Council. Committee: _____
(initial/date)

Law Department

Law Dept. Review

OMP
Review

City Clerk
Review

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CITY OF SEATTLE
ORDINANCE 124708
COUNCIL BILL 118823

AN ORDINANCE relating to the oath of office for Municipal Court judge; amending Seattle
Municipal Code 3.33.120.

WHEREAS, the oath of office for Municipal Court judges differs from the oaths for all other
elected officials of the City of Seattle; and

WHEREAS, the final section of the judges' oaths contains antiquated language connected to the
unique historical context of the 1950s and is similar to loyalty oaths that have been held
unconstitutional by the United States and Washington supreme courts;

NOW, THEREFORE;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

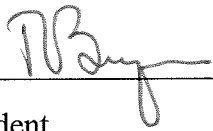
Section 1. Seattle Municipal Code 3.33.120, last amended by Ordinance 113786, is
amended as follows:

3.33.120 - Judges' oaths; bonds.

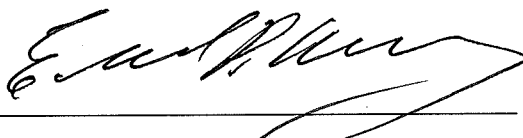
Every judge of the Municipal Court, before he or she enters upon the duties of his or her
office, shall take and subscribe the following oath or affirmation: "I do solemnly swear (or
affirm) that I will support the Constitution of the United States and the Constitution of the State
of Washington, and that I will faithfully discharge the duties of the office of judge of the
Municipal Court of The City of Seattle according to the best of my ability(~~(; and I do further~~
~~certify that I do not advocate, nor am I a member of an organization that advocates, the~~
~~overthrow of the government of the United States by force or violence))." The oath shall be filed~~

1 in the office of the County Auditor. He or she shall also give such bonds to the state and City for
2 the faithful performance of his or her duties as may be by law or ordinance directed.

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5 Passed by the City Council the 9th day of February, 2015, and
6 signed by me in open session in authentication of its passage this
7 9th day of February, 2015.

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11 President _____ of the City Council

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14 Approved by me this 20th day of February, 2015.

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18 Edward B. Murray, Mayor

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22 Filed by me this 20th day of February, 2015.

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24 
25
26 Monica Martinez Simmons, City Clerk

27 (Seal)

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
LEG	Nate Van Duzer/4-8806	NA

Legislation Title: AN ORDINANCE relating to the oath of office for Municipal Court judge; amending Seattle Municipal Code 3.33.120.

Summary of the Legislation:

This legislation removes antiquated language from the oath of office for Seattle Municipal Court judges that is similar to loyalty oaths that have been held unconstitutional by the United States and Washington supreme courts.

Please check one of the following:

☒ **This legislation does not have any financial implications.**

☐ **This legislation has financial implications.**

Other Implications:

- a) **Does the legislation have indirect financial implications, or long-term implications?**
No.
- b) **What is the financial cost of not implementing the legislation?**
None.
- c) **Does this legislation affect any departments besides the originating department?**
The legislation would change the oath of office administered to judges in the Seattle Municipal Court.
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** None identified.
- e) **Is a public hearing required for this legislation?**
No.
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.

g) Does this legislation affect a piece of property?
No.

h) Other Issues:

STATE OF WASHINGTON -- KING COUNTY

--SS.

321362

No. TITLE ONLY

CITY OF SEATTLE, CLERKS OFFICE

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

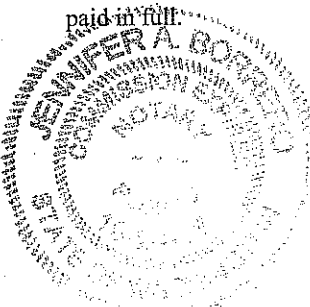
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:124707-08,710,12,14

was published on

03/09/15

The amount of the fee charged for the foregoing publication is the sum of \$107.73 which amount has been paid in full.



Affidavit of Publication

Subscribed and sworn to before me on

03/09/2015

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on February 9, 2015, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>. Contact: Office of the City Clerk at (206) 684-8344.

ORDINANCE NO. 124707

AN ORDINANCE relating to the Seattle Fire Code Advisory Board; revising the designated member representation of the Seattle Fire Code Advisory Board to include representatives of the services industry, major institutions, and the Fire Fighters and Fire Chiefs labor unions; creating a new Subchapter V in Chapter 3.16 of the Seattle Municipal Code consisting of new Sections 3.16.300, 3.16.310, 3.16.320, 3.16.330, 3.16.340, 3.16.350 and 3.16.360; all by amending Ordinance 119799.

ORDINANCE NO. 124708

AN ORDINANCE relating to the oath of office for Municipal Court judges; amending Seattle Municipal Code 3.33.120.

ORDINANCE NO. 124710

AN ORDINANCE relating to the Department of Parks and Recreation and the City Light Department; authorizing the acceptance of a donation of real property in the Yesler Terrace neighborhood from the Housing Authority of the City of Seattle for open space, park, and recreation purposes; declaring certain real property rights surplus to the needs of the City Light Department; authorizing the partial release of a City Light easement that affects property in the Yesler Terrace neighborhood, including the property to be donated; reallocating funding from the Acquisition Category Inflation Adjustment to

the Opportunity Fund Category of the 2008 Parks and Green Spaces Levy; increasing appropriations to the Department of Parks and Recreation in the 2015 Adopted Budget; amending the 2015-2020 Adopted Capital Improvement Program; all by a three-fourths vote of the City Council.

ORDINANCE NO. 124712

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing execution of an agreement with Seattle School District providing for the exchange of City-owned property at Garfield Playfield for District-owned property adjacent to the Rainier Beach Community Center; authorizing execution, acceptance and recording of Quitclaim Deeds and easements necessary for the development of the properties; authorizing execution of a lease for the Garfield Teen Life Center within Garfield High School; superseding Ordinance 118477, which adopted Initiative 42, for the purposes of this ordinance; and ratifying and confirming prior acts.

ORDINANCE NO. 124714

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Date of publication in the Seattle Daily Journal of Commerce, March 9, 2015.

3/9(321362)