

Substitute for HOUSE BILL No. 2166

By Committee on Local Government

2-15

1 AN ACT concerning cities; relating to the publication of certain
2 ordinances; amending K.S.A. 12-3001 and 12-3007 and repealing the
3 existing sections.

4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 12-3001 is hereby amended to read as follows: 12-
7 3001. All ordinances of a city shall be considered at a public meeting of
8 the governing body except as otherwise herein provided or where a statute
9 provides a different procedure for an ordinance for a specific
10 purpose: ~~Provided, That in commission cities of the first class no ordinance~~
11 ~~other than one providing for the appropriation of funds, shall be passed~~
12 ~~finally on the day it is introduced, except in the case of public~~
13 ~~emergencies, and then only when requested by the mayor in writing, but~~
14 ~~no ordinance granting a franchise or special privilege shall ever be passed~~
15 ~~as an emergency measure.~~

16 Sec. 2. K.S.A. 12-3007 is hereby amended to read as follows: 12-
17 3007. (a) The city clerk shall cause all ordinances, except appropriation
18 ordinances, as soon as practicable after they have been passed and signed,
19 passed over the mayor's veto or will take effect without signature, to be
20 published once in the official city newspaper, unless a statute requires
21 more publications. Ordinances shall take effect the day of publication
22 unless a different and later day is stated in the ordinance or otherwise
23 specified by statute: *Provided*, That appropriation ordinances shall take
24 effect upon passage. The publisher shall print in a line preceding the
25 number of the ordinance a statement in parentheses as follows: (Published
26 ____, 1920__), giving the month, day and year. The manner of publication
27 and effective date of codifications shall be as hereinafter provided.

28 (b) *In lieu of full publication of an ordinance pursuant to this section,*
29 *a city may opt to publish a summary of the ordinance so long as:*

30 (1) *The publication is identified as a "summary" and contains notice*
31 *that the complete text of the ordinance may be obtained or viewed free of*
32 *charge at the office of the city clerk;*

33 (2) *the city attorney certifies the summary of the ordinance prior to*
34 *publication to ensure that the summary is legally accurate and sufficient;*
35 *and*

36 (3) *the publication contains the city's official website address where a*

1 *reproduction of the original ordinance is available for a minimum of one*
2 *week following the summary publication in the newspaper.*

3 *If an ordinance is subject to petition pursuant to state law, then the*
4 *summary shall contain a statement that the ordinance is subject to*
5 *petition.*

6 Sec. 3. K.S.A. 12-3001 and 12-3007 are hereby repealed.

7 Sec. 4. This act shall take effect and be in force from and after its
8 publication in the statute book.

9