

CHAPTER 132**(SB 145)**

AN ACT relating to oaths.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 62.040 is amended to read as follows:

- (1) Every peace officer shall take an oath that he will endeavor, to the best of his ability, to detect and prosecute all gamblers and others violating the laws against gaming.
- (2) ***The oath specified in subsection (1) of this section may be administered by any person who may administer an oath pursuant to KRS 62.020. A person shall not administer the oath specified in subsection (1) of this section to himself or herself.***

Section 2. KRS 70.010 is amended to read as follows:

- (1) In addition to the oath prescribed in the Constitution, every sheriff shall take the following oath~~—before the county judge/executive of his county~~: "I, A B, do swear that I will do right, as well to the poor as to the rich, in all things belonging to my office as sheriff; that I will do no wrong to any one for any gift, reward or promise, nor for favor or hatred, and in all things I will faithfully and impartially execute the duties of my office according to the best of my skill and judgment, so help me God."
- (2) ***The oath specified in subsection (1) of this section may be administered by any person who may administer an oath pursuant to KRS 62.020. A person shall not administer the oath specified in subsection (1) of this section to himself or herself.***

Section 3. KRS 62.020 is amended to read as follows:

- (1) The official oath of any officer may be administered by:
 - (a) Any state or federal judge, with Kentucky jurisdiction;~~—or~~
 - (b) ***Any member of the General Assembly may administer an oath statewide; or***
 - (c) Any county judge/executive, notary public, clerk of a court, or justice of the peace, within his district or county.
- (2) For those officers listed in paragraphs (a), (b), (c), (d), and (e) of this subsection, the person administering the oath shall certify in writing that the oath of office was administered and the date of its administration. The person administering the oath shall file a written certification:
 - (a) In the Secretary of State's office for:
 1. A member of the General Assembly;
 2. An officer elected from the state at large;
 3. An officer elected from a district greater than one (1) county; or
 4. An officer elected from a city whose boundaries extend beyond those of a single county;
 - (b) In the Secretary of State's office for:
 1. An officer appointed cabinet secretary; or
 2. An officer appointed a deputy or assistant to an elected constitutional officer and who is required by separate statute to take the oath of office;
 - (c) In the Governor's office for the Secretary of State and the assistant Secretary of State;
 - (d) In the office of the county clerk for the county from which an officer is elected to countywide office or office for a district within the county. However, the requirements of this paragraph shall not apply when the requirements of paragraph (a) of this subsection apply; and
 - (e) In the office of a circuit clerk for a county clerk within the jurisdiction of that circuit clerk.

Approved April 5, 2007.