

In the event a position becomes vacant due to resignation, disqualification, death, or for any other reason, such position until the next annual election meeting shall be filled by vote of the remaining members of the Commission. At such annual election a Commissioner shall be elected to fill the balance of the unexpired term.

Vacancies.

A majority of the voting members shall constitute a quorum for the transaction of all business and the carrying out of the duties of said Commission.

Quorum.

No member of the Commission shall receive any salary or other compensation, but each member shall receive the sum of ten dollars (\$10.00) per day for each day spent in actual attendance on or traveling to and from meetings of the Commission, or on special assignment for the Commission, together with actual expenses incurred in carrying out the provisions of this act.

Compensation.

Passed the Senate March 8, 1949.

Passed the House March 7, 1949.

Approved by the Governor March 19, 1949.

CHAPTER 192.

[S. B. 198.]

WASHINGTON STATE PATROL.

AN ACT relating to the Washington State Patrol; providing competitive examinations for promotion of patrol officers; defining probationary ranks, and fixing minimum salaries for officers; amending section 3, chapter 25, Laws of 1933; and adding new sections to be known as sections 3-A, 3-B, 3-C, 3-D, 3-E; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Section 3, chapter 25, Laws of 1933 (sec. 6362-61, Rem. Rev. Stat., Vol. 7A), is amended to read as follows:

Amendment.

Appointment
of Chief
of Patrol.

Section 3. The Governor shall appoint the Chief of the Washington State Patrol, determine his compensation, and may remove him at will. The Chief of the Washington State Patrol shall appoint a sufficient number of competent persons to act as Washington State Patrol officers, may remove them for cause, as provided in chapter 205, Laws of 1943, and shall make promotional appointments, determine their compensation, and define their rank and duties, as herein provided.

Appointment
of officers.

Removal of
officers.

Amendment.

SEC. 2. Chapter 25, Laws of 1933 is amended by adding thereto, after section 3, a new section to be known as section 3-A reading as follows:

Examinations
for promo-
tion of
officers.

Section 3-A. Appropriate examinations shall be conducted for the promotion of commissioned patrol officers. Such examinations shall be prepared and conducted under the supervision of the Chief of the Washington State Patrol, who shall cause at least thirty days written notice of same to be given to all patrol officers eligible for such examinations as hereinafter provided. Such examinations shall be given whenever twenty or more patrol officers are eligible to participate in same, or once every three years, or whenever the eligible list becomes exhausted as the case may be. The Chief, or in his discretion a committee of three individuals appointed by him, shall prepare and conduct such examinations, and thereafter grade and evaluate same in accordance with the following provisions, or factors: (a) service rating 40%; (b) written examination 30%; (c) oral examination and interview 20%; (d) personnel record 10%.

Notice of
examination.

Time of ex-
aminations.

Preparation
and super-
vision.

Grading and
evaluation.

Amendment.

SEC. 3. Chapter 25, Laws of 1933 is amended by adding thereto, after section 3, a new section to be known as section 3-B, reading as follows:

Section 3-B. The names of all officers who shall have passed examinations satisfactorily shall be

placed on an eligible list in the order of the grade attained in such examinations. The Chief in his discretion, or the aforementioned committee at his request, may determine the lowest examination grade which will qualify an officer for inclusion of his name on an eligible list. Examination papers shall be graded promptly and an eligible list shall be made up immediately thereafter. All officers taking an examination shall be informed of the grade they earned. After an eligible list is made up all promotions shall be made from the three top names on the applicable list, and each officer shall be informed in writing as his name is included in the top three on an eligible list. No officer whose name appears within the top three on any eligible list shall be passed over for promotion more than three times. After having qualified for promotion hereunder an officer must pass a medical examination and must be certified as to physical fitness to perform the duties of the advanced position by one of three doctors designated by the Chief of the Washington State Patrol.

Eligible list.

Notice of grades.

Promotions.

Medical examination.

SEC. 4. Chapter 25, Laws of 1933, is amended by adding thereto, after section 3, a new section to be known as section 3-C reading as follows:

Amendment.

Section 3-C. Eligibility for examination or promotion shall be determined as follows: Patrol officers with one year of probationary experience, in addition to three years experience as a regular patrolman, shall be eligible for examination for the rank of sergeant; patrol officers with one year of probationary experience in the rank of sergeant, in addition to two years as a regular sergeant, shall be eligible for examination for the rank of lieutenant; patrol officers with one year of probationary experience in the rank of lieutenant, in addition to two years as a regular lieutenant, shall be eligible for examination for the rank of captain. All newly ap-

Eligibility for examination or promotion.

Probationary period.

pointed or promoted officers shall serve a probationary period of one year after appointment or promotion, whereupon their probationary status shall terminate, and they shall acquire regular status in the particular grade, unless given notice in writing to the contrary by the Chief prior to the expiration of the probationary period. During his one year probationary period any newly appointed officer can be removed, or any officer promoted through examinations may be demoted to his previous rank by the Chief of the Washington State Patrol without charges being preferred and without benefit of a hearing, as might otherwise be required under provisions of chapter 205, Laws of 1943.

Removal and demotion of probationary officers.

Amendment.

SEC. 5. Chapter 25, Laws of 1933 is amended by adding a new section, after section 3, to be known as section 3-D, reading as follows:

Appointment of technical and staff officers.

Section 3-D. The Chief of the Washington State Patrol may appoint such staff or technical officers as he deems necessary for the efficient operation of the state patrol, and he may assign whatever rank he deems necessary to such staff or technical officers for the duration of their service as such. Staff or technical officers may be returned to their line rank or position whenever the Chief of the Washington State Patrol so desires. Staff or technical officers without line command assignment and whose duties are of a special or technical nature shall hold their staff or technical rank on a continuing probationary basis; however, such staff or technical officers, if otherwise eligible, shall not be prevented from taking the line promotion examinations, and qualifying for promotion as herein provided whenever the said examinations may be held. If a staff or technical officer returns to line operations he shall return in the rank that he holds in the line command, unless promoted to a higher rank through examination and appointment as herein provided: *Provided, however, Noth-*

ing contained in this act shall be construed as giving the Chief of the Washington State Patrol the right to demote or to reduce the rank of any officer of the Washington State Patrol who is holding such office at the time this act becomes effective. Proviso.

SEC. 6. Chapter 25, Laws of 1933, is amended by adding a new section, after section 3, to be known as section 3-E, reading as follows: Amendment.

Section 3-E. The minimum monthly salary that shall be paid to state patrol officers shall be as follows: Officers, three hundred dollars (\$300); staff or technical sergeants, three hundred twenty-five dollars (\$325); line sergeants, three hundred fifty dollars (\$350); lieutenants, three hundred seventy-five dollars (\$375); and captains, four hundred twenty-five dollars (\$425). Minimum salaries for officers.

SEC. 7. This act is necessary for the immediate preservation of the public peace and safety, and the support of the state government and its existing public institutions, and shall take effect April 1, 1949. Emergency.

Passed the Senate March 8, 1949.

Passed the House March 5, 1949.

Approved by the Governor March 19, 1949.

CHAPTER 193.

[S. B. 247.]

HORTICULTURE.

AN ACT relating to horticulture; and amending section 13, chapter 141, Laws of 1921, as amended; establishing a program of tent caterpillar eradication; making an appropriation and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Section 13, chapter 141, Laws of 1921, as last amended by section 1, chapter 63, Laws of Amendment.