

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6600

Chapter 143, Laws of 2002

57th Legislature
2002 Regular Session

POLICE DEPARTMENTS--UNCLASSIFIED POSITIONS

EFFECTIVE DATE: 6/13/02

Passed by the Senate March 11, 2002
YEAS 44 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 5, 2002
YEAS 97 NAYS 0

FRANK CHOPP

**Speaker of the
House of Representatives**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6600** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK

Secretary

Approved March 26, 2002

FILED

March 26, 2002 - 9:18 a.m.

GARY LOCKE

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6600

AS AMENDED BY THE HOUSE

Passed Legislature - 2002 Regular Session

State of Washington 57th Legislature 2002 Regular Session

By Senate Committee on Labor, Commerce & Financial Institutions
(originally sponsored by Senator Prentice)

READ FIRST TIME 02/04/2002.

1 AN ACT Relating to authorizing unclassified position appointments
2 in city or town police departments; amending RCW 41.12.050; and
3 repealing RCW 41.12.060.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 41.12.050 and 1993 c 189 s 1 are each amended to read
6 as follows:

7 (1) For police departments with fewer than six commissioned
8 officers, including the police chief, the classified civil service and
9 provisions of this chapter ((shall)) includes all full paid employees
10 of the ((police)) department of ((each)) the city, town, or
11 municipality ((coming within its purview, except that)).

12 (2) For police departments with six or more commissioned officers,
13 including the police chief, the legislative body of a city, town, or
14 municipality may exempt from civil service individuals appointed as
15 police chief after July 1, 1987((, to a department with six or more
16 commissioned officers, including the police chief, may be excluded by
17 the legislative body of the city, town or municipality)).

1 (a) If the police chief is not exempt, the classified civil service
2 includes all full paid employees of the department of the city, town,
3 or municipality, including the police chief.

4 (b) If the police chief is exempt, the classified civil service
5 includes all full paid employees of the department of the city, town,
6 or municipality, except the police chief and an additional number of
7 positions, designated the unclassified service, determined as follows:

	<u>Department Personnel</u>	<u>Unclassified Position Appointments</u>
8		
9		
10	<u>6 through 10</u>	<u>2</u>
11	<u>11 through 20</u>	<u>3</u>
12	<u>21 through 50</u>	<u>4</u>
13	<u>51 through 100</u>	<u>5</u>
14	<u>101 through 250</u>	<u>6</u>
15	<u>251 through 500</u>	<u>8</u>
16	<u>501 and over</u>	<u>10</u>

17 (3) The unclassified position appointments authorized by subsection
18 (2)(b) of this section may only include selections from the following
19 positions up to the limit of the number of positions authorized:
20 Assistant chief, deputy chief, bureau commander, and administrative
21 assistant or administrative secretary. The initial selection of
22 specific positions to be in the unclassified service and exempt from
23 civil service shall be made by the police chief, who shall notify the
24 civil service commission of his or her selection. Subsequent changes
25 in the designation of which positions are in the unclassified service
26 may be made only with the concurrence of the police chief, the mayor or
27 the city administrator, and the civil service commission, and then only
28 after the civil service commission has heard the issue in an open
29 meeting. If a position initially selected by the police chief to be in
30 the unclassified service is in the classified civil service at the time
31 of the selection, and if the position is occupied, the employee
32 occupying the position has the right to return to the next highest
33 position or a like position in the classified civil service.

34 (4) All appointments to and promotions in the department shall be
35 made solely on merit, efficiency, and fitness except as provided in RCW
36 35.13.360 through 35.13.400, which shall be ascertained by open
37 competitive examination and impartial investigation. No person in the
38 unclassified service shall be reinstated in or transferred, suspended,

1 or discharged from any such place, position, or employment contrary to
2 the provisions of this chapter.

3 NEW SECTION. **Sec. 2.** RCW 41.12.060 (Existing police blanketed
4 under civil service) and 1937 c 13 s 6 are each repealed.

Passed the Senate March 11, 2002.

Passed the House March 5, 2002.

Approved by the Governor March 26, 2002.

Filed in Office of Secretary of State March 26, 2002.