

**RCW 38.12.030 Adjutant general and assistant adjutants general—  
How chosen—Annual salaries—Members of judiciary eligible to serve in  
guard.** Whenever a vacancy has occurred, or is about to occur in the  
office of the adjutant general, the governor shall order to active  
service for that position from the active list of the Washington army  
national guard or Washington air national guard an officer not below  
the rank of a field grade officer who has had at least ten years  
service as an officer on the active list of the Washington army  
national guard or the Washington air national guard during the fifteen  
years next prior to such detail. The officer so detailed shall during  
the continuance of his or her service as the adjutant general hold the  
rank of a general officer.

Whenever a vacancy has occurred, or is about to occur, in the  
offices of assistant adjutants general for the Washington army  
national guard or the Washington air national guard, the adjutant  
general with the concurrence of the governor may appoint an officer of  
the army national guard or the air national guard, who has had at  
least ten years service in the active list of his respective branch  
during the fifteen years next prior to such detail. The officer so  
detailed, may during the continuance of his service as assistant  
adjutant general hold the rank of a general officer.

If, by reason of the call or draft of officers of the Washington  
army national guard and/or air national guard into federal service,  
there is no officer of the Washington national guard available for  
detail as the adjutant general or as an assistant adjutant general who  
possesses the requisite qualifications, the governor may appoint any  
officer or former officer of the organized militia of Washington as  
acting adjutant general or as an acting assistant adjutant general. If  
the officers on detail as the adjutant general or as assistant  
adjutants general are appointed, called, or drafted into the military  
service of the United States by order or proclamation of the  
president, they shall be granted leaves of absence by the governor,  
and are entitled, upon release from federal service, to return to  
their former status as adjutant general or as assistant adjutants  
general of Washington, and during the period that they are in federal  
service, the duties of these offices shall be performed by an acting  
adjutant general and acting assistant adjutants general, appointed by  
the governor, as provided in this section, who shall receive the same  
pay provided for the adjutant general and/or assistant adjutants  
general respectively, during the period of such assignments.

The adjutant general shall receive an annual salary equal to the  
base pay of a major general in the United States army. The assistant  
adjutant general for the Washington army national guard and the  
assistant adjutant general for the Washington air national guard shall  
each receive an annual salary equal to the base pay of an officer of  
equivalent grade in the United States army or United States air force  
but not to exceed that of a brigadier general. So long as a member of  
the judiciary of the state of Washington is available for judicial  
work at such times and under such conditions as may be set forth by  
local rules and custom, that member may serve as an active member of  
the national guard or air national guard. [1989 c 19 s 13; 1983 c 218  
s 1; 1965 ex.s. c 100 s 1; 1961 c 210 s 3; 1943 c 130 s 21; Rem. Supp.  
1943 s 8603-21. Prior: 1921 c 75 s 2; 1917 c 107 s 14; 1909 c 134 s  
31, part; 1895 c 108 s 42, part.]