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SECOND SUBSTITUTE HOUSE BILL 2004

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State of Washington

65th Legislature

2018 Regular Session

By House Community Development, Housing & Tribal Affairs (originally sponsored by Representative Klippert)

READ FIRST TIME 01/24/18.

1 AN ACT Relating to the retirement age for state guard members;  
2 and amending RCW 38.16.015.

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

4 **Sec. 1.** RCW 38.16.015 and 2012 c 12 s 1 are each amended to read  
5 as follows:

6 (1) The period of enlistment in the Washington state guard shall  
7 be set by regulation by the adjutant general. (~~However, no original~~  
8 ~~enlistment may be consummated unless the term thereof can be~~  
9 ~~completed before the applicant attains the age of sixty-four.~~)

10 (2) Notwithstanding subsection (1) of this section and RCW  
11 38.12.180(2), the adjutant general may extend the service age upon  
12 request by an active member of the Washington state guard if the  
13 adjutant general determines the member's extension would be in the  
14 best interest of the Washington state guard. Extensions under this  
15 subsection have a one-year duration and may be renewed (~~until the~~  
16 ~~member attains the age of sixty-eight~~) beyond age sixty-four,  
17 subject to the discretion of the adjutant general, if:

18 (a) The member is physically and mentally capable to complete all  
19 assigned mission tasks;

20 (b) The Washington state guard officer review board recommends  
21 the extension; and

1       (c) If the member is over the age of sixty-eight, the member is  
2 willing to sign a statement releasing the Washington state guard and  
3 the military department of liability for physical or mental injuries  
4 resulting from or related to the member's age.

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