

No. 674, A.]

[Published July 3, 1943.]

**CHAPTER 426.**

AN ACT to amend 168.04 (2) (b) of the statutes, relating to specifications for kerosene sold in Wisconsin.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

168.04 (2) (b) of the statutes is amended to read:

168.04 (2) (b) The end point shall \* \* \* be \* \* \* the same as required in federal specifications.

Approved June 30, 1943.

No. 679, A.]

[Published July 3, 1943.]

**CHAPTER 427.**

AN ACT to create 16.095 of the statutes, relating to war service positions and examinations in the state civil service for the period of hostilities.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

16.095 of the statutes is created to read:

16.095 WAR SERVICE POSITIONS AND EXAMINATIONS. (1) Whenever the director shall determine that present merit system techniques and procedures in examinations and recruitment do not provide an adequate number of applicants for an efficient state service, the personnel board may provide for the creation of war service classes of positions, and suitable salary ranges therefor, which may be entirely new classes or the counterpart of existing classes in the competitive division of the classified service except for qualification requirements. These positions in such war service classifications may be filled only by war service eligibles and shall be considered as abolished 6 months after the cessation of hostilities as declared by either the President or the Congress of the United States.

(2) (a) The director may announce examinations therefor with qualifications lower in one or more standards than were previously in effect or utilize examinations with standard qualifications wherein it shall be indicated that applicants who are

deficient in one or more qualifications may be given war service eligibility.

(b) The scope of war service examinations may consist of one or more of the following parts: appraisals of training, experience or general qualifications, test of skills, knowledge, aptitudes, or physical fitness in any combination and with such weights as the director shall determine. The tests may be oral, written, or both, or a practical demonstration and may be either competitive or noncompetitive in whole or in part.

(3) The names of persons who qualify in such examinations shall be placed on "war service lists" for classes of positions as provided by this section. Eligibility shall be for a period of 60 days, but may be extended to periods not to exceed one year.

(4) Appointments from such war service list shall be made in the manner of regular certification as nearly as possible, except that no person appointed from such list shall be employed more than 6 months beyond the cessation of hostilities as declared by either the President or the Congress of the United States. No appointment shall be made from a war service list except when regular eligible lists are not available.

(5) Appointing officers may reject the certification of any war service eligible because of lack of qualifications for the position to which he has been certified. An eligible so rejected shall not be certified again in the same department for the same position. Two such rejections shall constitute grounds for removal from the eligible list.

(6) (a) Eligible persons appointed under this section shall have, as nearly as possible, the rights and privileges of probationary employes including vacation and sick leave allowances and payment of monthly bonus, and shall be considered as serving a probationary period during their entire employment and shall not acquire either permanent tenure or status.

(b) Such employes shall be laid off and re-employed in so far as possible as are regular permanent classified employes, provided that no regular permanent classified employe, regardless of seniority, may be laid off when war service employes are continued in the same class in the same department. No such war service employe shall be considered eligible to any pensions or retirement plan.

(c) When employes certified from regular eligible lists are considered by appointing officers to be below the standard accept-

able for permanent classified employes, they may be given the status of war service employes in lieu of rejection, if approval therefor is obtained from the personnel board.

(d) Upon cessation of employment of any such person in war service as herein provided, the director upon recommendation of the appointing officer may place the name of such employe on an appropriate reinstatement list or employment register list in accordance with the rules and regulations of the board.

(e) The board may prescribe such rules and regulations as may be necessary to carry into effect the provisions of this section.

Approved June 30, 1943.

No. 682, A.]

[Published July 3, 1943.]

### CHAPTER 428.

AN ACT to renumber 16.24 (1) (a) to be 16.24 (1) (b) and to amend 16.24 (1) of the statutes, relating to appeals of employes upon discharge or suspension in state civil service.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 16.24 (1) of the statutes is amended to read:

16.24 (1) (a) No permanent subordinate or employe in the competitive division who shall have been appointed under the provisions of sections 16.01 to 16.30 or the rules made pursuant thereto shall be removed, suspended without pay, discharged, or reduced in pay or position except for just cause, which shall not be religious or political. In all such cases the appointing officer shall, at the time of such action, furnish to the subordinate in writing his reasons for the same. The reasons for such action shall be filed in writing with the director prior to the effective date thereof. Within \* \* \* 10 days \* \* \* after the \* \* \* effective date of such action of the appointing officer, the employe may appeal to the board *except that there shall be no appeal on a removal or suspension of 14 calendar days or less within a calendar year*, and within \* \* \* 30 days after the date of appeal, the board shall hold a public hearing thereon.

SECTION 2. 16.24 (1) (a) of the statutes is renumbered to be 16.24 (1) (b).

Approved June 30, 1943.