

1984 WL 249801 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 6, 1984

*1 David C. Belding, Esquire
Staff Counsel
S.C. Department of Corrections
4444 Broad River Road
Columbia, South Carolina 29221

Dear Mr. Belding:

You have requested an opinion as to whether employees who are employed pursuant to a Special Employment Contract are required or permitted to make contributions to the Retirement System. These questions are answered by ¶8 of the standard form Special Employment Contract used by the State. That paragraph provides that Special Contract Employees 'shall not be eligible to participate in the State Retirement System for services rendered under this Contract either during the life of this contract or any future time' These contracts are made pursuant to the guidelines issued by the State Personnel Division and each such contract is subject to prior approval by the State Personnel Division. This makes it unlikely that any individual contract would be permitted to be amended to provide for coverage in the Retirement System.

Sincerely yours,

Kenneth P. Woodington
Senior Assistant Attorney General

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