

1974 WL 27921 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 16, 1974

***1 Re: George B. McMillan**

Col. Clifton B. Wingate
Office of the Adjutant General
1225 Bluff Road
Columbia, SC 29201

Dear Col. Wingate:

You have asked this office for an opinion as to whether or not Mr. McMillan can qualify for the South Carolina National Guard Pension.

As you know, one of the primary requirements under the South Carolina National Guard Pension Act is that the final or last ten years of service immediately prior to retirement be in the South Carolina National Guard. It is my understanding that Mr. McMillan, in order to qualify for retirement, would have to re-enter the South Carolina National Guard. It is also my understanding that he has served in the United States Army Reserve during what would be a break in service with the South Carolina National Guard.

Based on the foregoing, it is the opinion of this office that Mr. McMillan would have to serve an additional ten years in order to qualify for retirement benefits under the South Carolina National Guard Pension Act.

Sincerely yours,

A. Camden Lewis
Assistant Attorney General

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