~~Indicates Matter Stricken~~

Indicates New Matter

RECALLED

April 22, 2009

**H. 3749**

Introduced by Reps. J.E. Smith and Williams

S. Printed 4/22/09--H.

Read the first time March 24, 2009.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

A Cost of Federal and/or Other Funds (See Below)

**EXPLANATION OF IMPACT:**

The Adjutant General's Office reports this additional Assistant Adjutant General would be a position for the SC Army National Guard paid directly by the Federal Government. Therefore, there would be no impact on the General Fund of the State or on federal and/or other funds within the State Adjutant General’s Office.

*Approved By:*

Harry Bell

Office of State Budget

**A** **BILL**

TO AMEND SECTION 25‑1‑380, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ASSISTANT ADJUTANT GENERAL FOR THE ARMY, SO AS TO PROVIDE UPON NATIONAL GUARD BUREAU AUTHORIZATION, AN ADDITIONAL ASSISTANT ADJUTANT GENERAL WITH THE RANK OF MAJOR GENERAL.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 25‑1‑380 of the 1976 Code, as last amended by Act 252 of 2008, is further amended to read:

“Section 25‑1‑380. There must be two Assistant Adjutant Generals for the Army, with the rank of brigadier general, who must be assistants to the Adjutant General and must be appointed and commissioned by the Governor upon the recommendation of the Adjutant General at a salary provided by the annual appropriations act. When authorized by the National Guard Bureau, there may be an additional Assistant Adjutant General for the South Carolina Army National Guard who may hold the rank of major general. These individuals must be appointed from the active or retired list of the Army National Guard and shall have a minimum of five years’ active commissioned service in the South Carolina Army National Guard.”

SECTION 2. This act takes effect upon approval by the Governor.

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