

ANGR 36-05
3-6

(1) Held an appointment as a commissioned officer in any of the Armed Forces of the United States, without component, or in any component thereof.

(2) Held an appointment as a commissioned officer in the Federally recognized National Guard prior to 15 June 1933, or held a Federally recognized commissioned status therein.

NOTE: No period of time may be credited more than once in the computation of total years of service.

j. *Officer.* Includes commissioned and warrant officers except where otherwise specifically indicated.

k. *Reserve Components.* The Air National Guard of the United States and the Air Force Reserve.

4. General:

a. The discharge of an officer from the Air National Guard is a function of the appropriate authority of the State concerned.

b. The discharge of an officer from his appointment as a Reserve of the Air Force is a function of the Secretary of the Air Force.

c. Announcement of withdrawal, termination or revocation of Federal recognition is a function of the Chief, National Guard Bureau.

d. Discharge from the Air National Guard of the State may be effected for any reason prescribed in this regulation, or any provision of State law requiring discharge.

e. An officer discharged from the Air National Guard for any reason, will, unless otherwise specifically indicated, revert to the Air Force Reserve, and be assigned to the appropriate program element, determined as follows:

(1) If the officer possesses a service obligation, he will be assigned to the Ineligible Reserve Section (IRS), Headquarters, Air Reserve Records Center, Denver, Colorado.

(2) If the officer does not possess a service obligation, he will be assigned to the Non-Affiliated Reserve Section (NARS), Headquarters, Air Reserve Records Center, Denver, Colorado.

(3) If the officer is screened from the Air National Guard under the provisions of ANGR 35-03, he will be assigned to the appropriate program element indicated in (1) and (2) above, for the purpose of subsequent assignment to Standby Reserve status.

(4) If the officer being discharged is applying for transfer to the USAF Reserve Retired List, (see paragraph 9) he will be assigned to the Non-Affiliated Reserve Section (NARS), Headquarters, Air Reserve Records Center, Denver,

Colorado, and orders will contain the statement: *Officer has applied for transfer to the USAF Reserve Retired List.*

5. Policy:

a. The discharge of an officer from the Air National Guard for reasons which would render his retention as a Reserve of the Air Force undesirable will normally be processed under ANGR 36-014.

* b. An officer who elects to resign from the Air National Guard in lieu of action indicated in a, above, in lieu of action by courts-martial, or in accordance with paragraph 6d of this regulation, will submit separate concurrent resignations from his Air National Guard appointment and from his appointment as a Reserve of the Air Force to the Adjutant General of the State concerned. If the resignation from the Air National Guard is approved by the State, the resignation from appointment as a Reserve of the Air Force will be forwarded through the Chief, National Guard Bureau to the Director of Military Personnel, Headquarters, United States Air Force.

c. An officer discharged from the Air National Guard of one State and appointed the following day in the Air National Guard of another State remains a member of the Air National Guard of the United States, and does not become a member of the Air Force Reserve.

SECTION II—SEPARATION CRITERIA

1. Discharge Criteria:

a. Discharge from the Air National Guard of the State will be effected by the State for the following reasons, and, unless otherwise indicated, the officer will become a member of the Air Force Reserve:

(1) Provisions of State laws requiring such discharge.

(2) Termination or withdrawal of Federal recognition, for reasons other than as a result of efficiency board action. An officer discharged hereunder will be transferred to the Air Force Reserve, providing he has a Reserve of the Air Force appointment.

(3) Failure to be appointed as, or failure to accept appointment as a Reserve of the Air Force. Officers discharged under the provisions of this subparagraph will not be transferred to the Air Force Reserve, since they have no status as a Reserve of the Air Force.

(4) Failure to be extended Federal recognition. An officer discharged hereunder will not be transferred to the Air Force Reserve, unless he was procured from the Air Force Reserve, and has a current appointment as a Reserve of the Air Force.

2 * See ANGR 36-05A, 8/17/60.

(5) For the purpose of accepting an appointment in the Air National Guard of another State. An officer discharged hereunder who is appointed on the following day in the Air National Guard of another State will be reassigned to the gaining State, and will not be transferred to the Air Force Reserve.

(6) Acceptance by a commissioned officer of the Air National Guard of appointment as warrant officer in the Regular Air Force.

(7) For the purpose of transfer in grade to the Air Force Reserve.

(8) Selection for promotion under the provisions of the Reserve Officer Personnel Act, when no position vacancy or provision exists for promotion to the higher grade.

(9) Absence of appropriate position vacancy for a former Air Technician who, while in Air Technician status, was promoted and retained in a special augmentation grade under the provisions of the Reserve Officer Personnel Act.

(10) Expiration of authorized period in excess status.

(11) Failure to accrue a minimum of 15 points, exclusive of gratuitous points, within a year of service for retention, (See ANGR 36-01).

(12) As a result of screening under any of the criteria contained in ANGR 35-03.

(13) Retirement, under any provision of law, except that an officer appointed from an Air Force Retired List as an adjutant general or assistant adjutant general of a State may, within the prescribed age limits, be retained so long as he continues to occupy the position of adjutant general or assistant adjutant general of the State concerned.

b. Discharge from the Air National Guard of the State will be effected by the State for the following reasons, and will, unless otherwise indicated, result in discharge of the individual from his Reserve of the Air Force appointment by the Secretary of the Air Force:

(1) Acceptance of an appointment or enlistment in the Regular or Reserve component of another Armed Force, acceptance of an appointment as a commissioned officer of the Regular Air Force, or enlistment in a Reserve component of the Air Force; Reserve Warrant Officers upon acceptance of appointment as a Reserve commissioned officer of the Air Force, or as a Warrant Officer in the Regular Air Force.

(2) Withdrawal of Federal recognition effected pursuant to the approved findings of a board of officers appointed under the provisions of ANGR 36-014.

(3) Elimination from any phase of a course of training when the officer concerned was federally recognized and appointed as a Reserve

of the Air Force for the specific purpose of attending such training, except that the discharge of an officer eliminated from an advanced course of flying training will be required only when elimination is for reasons over which the individual had control or is considered to be in the best interest of the service.

(4) Physical disability of such degree as to preclude the performance of active Federal service in the position to which assigned. In effecting the discharge of an officer for physical disability, the procedures outlined in paragraph 8 will be followed.

* (5) Resignation in lieu of efficiency board action. An officer who has been selected to be considered by an efficiency board convened under the provisions of ANGR 36-014 may tender his resignation from all appointments under the provisions of this subparagraph upon initial notification of selection for efficiency board action, or at any time prior to the time that a final decision has been made on the disposition of his case, (see paragraph 11 and attachment 1).

(6) Withdrawal of the ecclesiastical indorsement of a Chaplain.

(7) A deferred commissioned officer who again fails of selection for promotion by a central selection board or Federal recognition board, or who is removed from a recommended list. Discharge hereunder will be subject to the provisions of paragraphs 9 and 10 of this regulation.

(8) A Second Lieutenant who is not promoted by the State effective on the date upon which he completes three years promotion service in grade. Such discharge must be effected within 90 days after completion of three years of promotion service in grade. Discharge hereunder is subject to the provisions of paragraph 9b below.

(9) A deferred warrant officer who again fails of selection for promotion by a central selection board, subject to the provisions of paragraphs 9 and 10 of this regulation.

(10) Attainment of the age indicated below. If qualified and makes application for transfer to the USAF Reserve Retired List, officer will not be discharged from Reserve of the Air Force appointment, (see paragraph 10, below).

(a) Male commissioned officers, effective on last day of the month in which they attain the age shown:

Chief, National Guard Bureau.....	Age 64
Major General.....	62
Brigadier General and below.....	60

(b) Warrant Officers: Within 60 days after the date upon which he attains 62 years of age, except that a warrant officer who, on 1 Nov 1954 was a member of a Reserve component of the Armed Forces, and who upon reaching age

* See ANGR 36-05A, 8/17/60.

ANCR 36-05

6

62 has not completed 20 years of satisfactory service for retirement may upon approval of the Chief, National Guard Bureau, be retained for the period required to complete such service, but not later than the date which is 60 days after the date on which he attains age 64.

(c) Effective 1 July 1960, female commissioned officers, (Nurses and Medical Specialists), within:

1. Thirty days after the date upon which she becomes 55 years of age, if in a grade above Captain.

2. Thirty days after the date upon which she becomes 50 years of age, if in a grade below Major.

NOTE: For the purpose of this subparagraph, an officer in the grade of Captain whose name is on a recommended list shall be treated as if she were in a grade above Captain.

(11) Effective 1 July 1960, each male commissioned officer in the grades shown, within 30 days after completion of the prescribed total years service or years in grade, whichever is later, (discharge hereunder is subject to the provisions of paragraphs 9 and 10 of this regulation):

Grade	Total Years of Service	Years in Grade
Major General	35	5 (Major General)
Brigadier General selected for promotion to Major General	35	5 (from date of promotion to Major General)
Brigadier General not selected for promotion	30	5 (Brigadier General)
Colonel selected for promotion to Brigadier General	30	5 (from date of promotion to Brigadier General)
Colonel not selected for promotion	30	5 (Colonel)
Lieutenant Colonel selected for promotion to Colonel	30	5 (from date of promotion to Colonel)

(12) Effective 1 July 1960, each male commissioned officer in the grade of first lieutenant, captain, or major, and each lieutenant colonel who has not been selected for promotion to the grade of colonel, within 30 days after the date upon which he completes 28 total years of service, (discharge hereunder is subject to the provisions of paragraphs 9 and 10 of this regulation).

(13) An adjutant general or assistant adjutant general of a State who is federally recognized in a grade solely by reason of his appointment as adjutant general or assistant adjutant general, effective on the day he ceases to occupy such position. His Federal recognition will be withdrawn, and within 30 days after he ceases to occupy such position, he will be:

(a) Discharged from his Reserve of the Air Force appointment and, if eligible and ap-

plies, reappointed in the Reserve of the Air Force grade held immediately prior to his appointment as adjutant general or assistant adjutant general. (Those reappointed as provided in this subparagraph may be reappointed in the Air National Guard under the provisions of ANCR 36-01 or 36-02, as appropriate, providing a position vacancy exists; or, if not reappointed in the Air National Guard, he will be transferred to the Air Force Reserve), or

(b) Transferred to the Retired Reserve if qualified and applies therefor, (see paragraph 10).

c. Discharge from the Air National Guard of the State should be effected for the following reasons and may subsequently result in discharge of the individual from his appointment as a Reserve of the Air Force effected by the Secretary.

(1) Absence without exousal by appropriate authority for a period of at least three months.

(2) Confinement in a Federal or State penitentiary or correctional institution after having been found guilty of an offense by a court other than a Military court, when sentence has become final.

d. Upon approval of an officer's resignation from the Air National Guard of the State concerned, a resignation from his appointment as a Reserve of the Air Force may be submitted, and will normally be accepted by the Secretary of the Air Force, providing he meets one of the criteria listed in (1) and (2), below, subject to the provisions of (3), below, (For procedure, see paragraph 11, and Attachment 2).

(1) *Service Requirements:*

(a) Has completed a total of 10 years of military service as defined in paragraph 3h, or

(b) Has completed a total of 8 years of military service as defined in paragraph 3h, of which at least 24 months were in active Federal service, or

(c) Is a medical, dental or veterinary officer of the Medical Services who has completed a total of 8 years of military service as defined in paragraph 3h, of which at least 21 months were active duty after 16 September 1940.

(2) *Age Requirements.* The officer has held his current appointment for three years and has reached the age indicated for each grade as listed below, provided that he has no unfulfilled service obligation.

Lieutenant.....	36
Captain.....	42
Major.....	48
Lieutenant Colonel.....	53
Colonel.....	58

(3) Normally, resignation will not be accepted by the Secretary of the Air Force under the following circumstances:

(a) When the officer is under investigation. (Does not include action under the provisions of ANGR 36-014).

(b) When the officer is under sentence by a Civil Court.

(c) When officer is insane.

(d) When officer is in default with respect to public property or funds.

(e) In time of war, or when war is imminent or in a period of emergency as proclaimed by the President or declared by Congress.

f. In any other instance in which a determination has been made that the best interest of the Air Force requires retention of the officer as a Reserve of the Air Force.

7. Termination, Revocation, and Withdrawal of Federal Recognition. Federal recognition of an officer will be withdrawn, revoked, or terminated, as appropriate, by the Chief, National Guard Bureau, for the following reasons:

a. Discharge from the Air National Guard, for any reason, effected by the State.

b. Pursuant to the approved findings of an efficiency board convened under the provisions of ANGR 36-014.

c. Erroneous or unauthorized extension of Federal recognition.

d. Discharge from, failure to be tendered or failure to accept appointment as a Reserve of the Air Force.

e. Withdrawal of the Federal recognition of the unit to which the officer is assigned, unless he is concurrently reassigned to an authorized grade and position vacancy in another federally recognized unit of the Air National Guard.

f. An inspection under the provisions of Section 105, Title 32, USC, determine that an officer lacks the required qualifications.

g. Absence without leave for a period of three months.

h. Death.

i. An officer occupies a position for which he does not possess the required qualifications.

j. An officer does not occupy an authorized position.

k. Attainment of maximum age, as prescribed in paragraph 6b(10), above.

SECTION III—POLICIES AND PROCEDURES FOR DISCHARGE UNDER CERTAIN CRITERIA

8. Physical Disability. Prior to the discharge of an officer for physical disability, the procedures outlined below will be followed:

a. Officer concerned will be directed to present himself to a medical examiner.

b. Complete medical examination will be accomplished on such officer and the findings indicated on SF 88 (Report of Medical Examination) and SF 89 (Report of Medical History).

c. The medical examiner will forward both reports to the unit commander of the individual concerned. (Sufficient copies of SF 88 will be prepared so that the Chief, National Guard Bureau will receive three copies for rated personnel and one copy for non-rated personnel).

d. The unit commander concerned will forward the complete copies to the State adjutant general by letter of transmittal.

e. If the medical examiner has indicated that the officer concerned is physically qualified, three copies of SF 88 and one copy of SF 89 will be forwarded for final approval to the Chief, National Guard Bureau. All pertinent papers will be attached as inclosures thereto.

f. If the medical examiner has indicated that the officer is not physically qualified, a line of duty determination will be accomplished in each case, using AF Form 348, as required, in accordance with AFR 35-67.

g. The NGB copy of the AF Form 348 (See paragraph 5d, AFR 35-67) will be forwarded with SF 88, SF 89, and all other pertinent evidence to the Chief, National Guard Bureau.

h. The State will suspend further action in either case pending the receipt of appropriate instructions from the Chief, National Guard Bureau.

9. Retention for Certain Reasons:

a. To qualify for Retirement.

(1) A commissioned officer who is to be discharged under the provisions of paragraph 6b (7) of this regulation:

(a) Who, on the date prescribed for discharge, has been credited with, or is entitled to be credited with 18 or more, but less than 19 years of satisfactory Federal service for retired pay purposes under the provisions of Chapter 67, Title 10, USC, may be retained until the date on which he is credited with 20 years of such satisfactory Federal service, or until the third anniversary of the date on which he would have been discharged, whichever is earlier, unless

ANGR 36-05
9-13

sooner discharged for physical disability, cause, by reason of attaining maximum age, or is discharged at his own request.

(b) Who, on the date prescribed for discharge, has been credited with, or is entitled to be credited with 19 or more but less than 20 years of satisfactory Federal service for retired pay purposes under the provisions of Chapter 67, Title 10, USC, may be retained until the date on which he is credited with 20 years of such satisfactory Federal service, or until the second anniversary of the date on which he would have been discharged, whichever is earlier, unless sooner discharged for physical disability, cause, by reason of attaining maximum age, or is discharged at his own request.

(2) A warrant officer who is to be discharged under the provisions of paragraph 6b(9) who on the date the Secretary approves the report of the board which constitutes his second failure of selection for promotion, or on the date his name was removed for the second time from the recommended list, has at least 18 but less than 20 years satisfactory Federal service for retired pay purposes under the provisions of Chapter 67, Title 10, USC, may be retained until he completes 20 years of such satisfactory Federal service, or until three years from the date he would normally have been discharged, whichever is earlier, providing he can obtain such service prior to attaining the maximum age prescribed in paragraph 6b(10) (b) above, and is not sooner separated for cause or physical disability.

b. *To Complete a Service Obligation.* An officer who has an unfulfilled service obligation on the date prescribed for discharge from his Reserve of the Air Force appointment under the provisions of paragraphs 6b(7), (8) or (9) of this regulation, will, upon discharge from the Air National Guard, be transferred to the Air Force Reserve as outlined in paragraph 4e(1), above.

10. Transfer to the Retired Reserve Section. An officer discharged from the Air National Guard for any of certain reasons contained in paragraph 6b which so specify, may, if qualified and applies therefor, be transferred to the Retired Reserve Section and placed on the USAF Reserve Retired List, in lieu of discharge from his Reserve of the Air Force appointment. Such officers will be informed of the provisions of this paragraph.

* a. Eligibility Requirements and application procedures are prescribed in AFR 45-39.

b. Application should be submitted concurrent with discharge from the Air National Guard, and orders effecting such discharge should specify

that application has been submitted, (See paragraph 4e(1) above).

11. Resignation:

* a. An officer who is discharged under the provisions of paragraph 6b(5) in lieu of efficiency board action will submit his resignation prepared in accordance with Attachment 1, through channels to include the Chief, National Guard Bureau, to the Director of Military Personnel, Headquarters, United States Air Force.

* b. When the Secretary of the Air Force does not accept a resignation tendered in lieu of efficiency board action because the nature of the reasons for the proposed action is such that discharge of the officer under honorable conditions is not warranted, the officer may again tender his resignation, including therein a statement that he understands that acceptance of his resignation may result in his discharge under other than honorable conditions. In such case, the appropriate statement will be inserted in lieu of paragraph 3 of Attachment 1.

c. Resignation submitted under the provisions of paragraph 6d, above, will be prepared in accordance with Attachment 2, and submitted through channels to include the Chief, National Guard Bureau, to the Director of Military Personnel, Headquarters, United States Air Force.

d. An officer may request that his resignation be withdrawn at any time before acceptance. The request will state the reasons therefor, and will be forwarded through the same channels as the tender of resignation.

**SECTION IV—ADMINISTRATIVE
PROCEDURE**

12. Report. An officer who is discharged under any provisions of this regulation which would render his retention as a Reserve of the Air Force undesirable, or for entry into another Armed Force or another status within a component of the Air Force resulting in incompatible status, will be reported to the Chief, National Guard Bureau, by separate letter including the following information:

- a. Name, grade, service number.
- b. Residential address.
- c. Specific reason for discharge.

d. Copy of the order discharging him from the Air National Guard of the State concerned.

* **13. Records.** Procedures for the processing of records and issuance of orders are contained in ANGR 31-01, AFM 35-9, and AFM 30-3.

6 * See ANGR 36-05A, 8/17/60.

~~SECRET~~
CHANGE

AIR NATIONAL GUARD REGULATION
No. 26-05A

ANGR 36-05A
2, 3a, 3i, 5b, 6a(14),
6b(5), 10a, 11a, 11b, 13

DEPARTMENT OF THE AIR FORCE
Washington, 17 August 1960

Officer Personnel

SEPARATION OF AIR NATIONAL GUARD OFFICERS

ANGR 36-05, 19 December 1957, is changed as follows:

✓ 2. *Authority.* Titles 10 and 32, United States Code.

✓ 3a. *State.* Includes the District of Columbia and the Commonwealth of Puerto Rico.

✓ 3i. *Total Years Service.*

(1) Total years service is computed by adding:

(a) All service as a commissioned officer in any Armed Force;

(b) All service as a commissioned officer in the Federally recognized National Guard before 15 June 1933, or in a Federally recognized commissioned status in the National Guard; and

(c) All service creditable under 10 USC 8253.

(2) No period of time may be credited more than once in the computation of total years service.

✓ 5b. An officer who . . . United States Air Force. However, in instances where the officer's resignation is submitted in lieu of action under ANGR 36-014, no action will be taken by the State to discharge the officer from his appointment in the Air National Guard of the State until notification is received that the resignation from appointment as a Reserve of the Air Force has been accepted by the Secretary of the Air Force.

✓ 6a(14). Failure to meet the participation requirements prescribed by AFR 45-18 by an officer who is deferred from induction contingent upon such participation.

✓ 6b(5). Resignation in lieu of discharge action under ANGR 36-014. A nonprobationary officer who has received notice of proposed Efficiency Board action under the provisions of ANGR 36-014, or a probationary officer who has received notice of proposed discharge action under ANGR 36-014 may tender his resignation . . . of his case, (see paragraph 11 and attachment 1).

✓ 10a. Eligibility requirements and application procedures are prescribed in AFM 35-7.

✓ 11a. An officer who is discharged under the provisions of paragraph 6b(5) in lieu of discharge action under ANGR 36-014 will submit his resignation . . . Headquarters, United States Air Force.

✓ 11b. When the Secretary of the Air Force does not accept a resignation tendered in lieu of discharge action because . . . of attachment 1.

✓ 13. *Records.* Procedures for the . . . contained in ANGR 31-01, AFM 35-9, and AFM 10-3.

DISTRIBUTION: B