

MAINE STATE LEGISLATURE

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Wm. F. Hill
DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1856.

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**PART SECOND.**  
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Augusta:

FULLER & FULLER, PRINTERS TO THE STATE.

1856.

THIRTY-FIFTH LEGISLATURE.

SENATE.

No. 24.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND FIFTY-SIX.

AN ACT for the better security of the moneys in the
State Treasury.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECTION 1. The treasurer of the state shall not in
2 any way, directly or indirectly, receive to his own ben-
3 efit or emolument, any interest from or on account of
4 any moneys belonging to the state, or any interest upon
5 any moneys belonging to the state, deposited in any
6 bank, or any gratuity, bonus, premium or interest, for
7 depositing any moneys of the state in any bank, or

8' for keeping any such moneys on deposit in any bank,
9 or by reason of or from any moneys of the state
10 deposited in any bank, or by means of his or any one
11 for him, keeping on hand, or giving circulation to
12 any bank bills, or any gratuity, bonus, or premium
13 upon any loan negotiated or obtained for the state,
14 but he shall render a just and true account thereof,
15 whenever received, and shall pay over to the state
16 all such interest, gratuity, bonus or premium.

SECT. 2. The treasurer of the state shall not use
2 in his own business, nor for his own benefit, any of
3 the moneys of the state, nor shall he loan any of the
4 moneys of the state to any person or persons, corpo-
5 ration or corporations, except when authorized so to
6 do by law, or resolve of the legislature, upon pain of
7 forfeiting a sum equal to the amount so used or
8 loaned.

SECT. 3. The forfeiture provided for in section
2 second, may be recovered by indictment in any court
3 of competent jurisdiction to try the same; and it
4 shall be the duty of the attorney general of the state,
5 whenever he shall receive satisfactory information
6 that any treasurer of state has violated the provisions
7 of said section, to cause him to be indicted therefor.

SECT. 4. If any person shall complain to the governor and council that the treasurer of the state is insane, or insolvent, or has absconded, or concealed himself to avoid his creditors, or is absent from the state, neglecting the duties of his office, to the hazard of the state, in respect to the trust in him reposed, or that he has violated any of the provisions of this act, or has failed to perform faithfully the duties of his office, it shall be the duty of the governor and council forthwith to examine into the truth of the matters thus complained of, and if these charges, or any of them, shall upon such examination appear to be true, it shall be the duty of the governor and council to discontinue such treasurer, and declare his office vacant.

SECT. 5. If it shall at any time be made to appear to the governor and council, that any one of the sureties on the treasurer's bond is insolvent, or insufficient, or that said bond is, at any time, not good and sufficient for the full security of the state, it shall be the duty of the governor and council to call on the treasurer for a new bond, and if such treasurer shall neglect, for the period of ten days after demand, to file such new bond to the satisfaction of the governor

10 and council, it shall be their duty to declare his office
11 vacant.

SECT. 6. In no event shall the state's moneys, kept
2 on deposit in any bank, exceed the sum of twenty
3 thousand dollars; except when for the purpose of pay-
4 ing any of the bonds of the state or interest on the
5 same, it may be necessary to accumulate a larger sum
6 at the bank where such payment is to be made.

SECT. 7. Whenever there shall be an appropriation
2 for the contingent fund of treasurer, it shall be the
3 duty of the governor and council to audit the same,
4 and if any balance shall be unexpended at the expira-
5 tion of his term of office, he shall pay over such bal-
6 ance to the state.

SECT. 8. At the expiration of each calendar month
2 the treasurer of state shall prepare an exhibit, stating
3 in what banks, or other places, the moneys of the state
4 have been deposited, kept and placed by him, within
5 that month, and showing the amount at each of said
6 banks or other places, at the date of said exhibit,
7 which shall be filed in the office of secretary of state,
8 and shall be open to public inspection.

SECT. 9. The treasurer of the state shall exhibit in

2 detail in his annual report, at what times any sums of
3 money have been received by him, from the land
4 agent, under the laws regulating the land office, and
5 the several amounts received at such times.

SECT. 10. The salary of the treasurer of state shall
2 be sixteen hundred dollars per annum, instead of the
3 sum now provided for by law, and the same shall be
4 in full compensation for his services in office, and he
5 shall not receive any emolument or perquisite over
6 and above such sum.

SECT. 11. The fifth section of chapter eighth of
2 the revised statutes is hereby repealed.

SECT. 12. This act shall take effect and be in force
2 from and after its approval by the governor.



STATE OF MAINE.

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IN SENATE, March 8, 1856.

ORDERED, That 350 copies of the accompanying bill, reported by the Joint Select Committee, to which was referred so much of the Governor's Address as relates to the necessity of making further provision for keeping the moneys of the State, be printed for the use of the Legislature.

WM. G. CLARK, *Secretary.*