

MAINE STATE LEGISLATURE

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December 16, 1954

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To H. H. Harris, Controller
Re: List of Officials to be Bonded

Question: Who prepares the list of state officials who shall be bonded in compliance with R. S. 1954, c. 16, s. 2?

Answer: The state auditor and the commissioner of finance and administration prepare this list. The duties of these officials require them to know which officials and employees should be bonded. The statute expressly states that "a list shall be submitted annually. . . as recommended by the state auditor and the commissioner of finance and administration, and designating such state officials and employees who in their discretion shall be bonded."

The use of the phrase "in their discretion" carries the necessary implication that the list is to be prepared on the judgment and responsibility of the officers named.

Paul L. Woodworth
Assistant Attorney General