

MAINE STATE LEGISLATURE

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EIGHTY - SEVENTH LEGISLATURE

Legislative Document

No. 382

H. P. 1176

House of Representatives, February 5, 1935.

Referred to Committee on Judiciary, sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Seabury of Yarmouth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

AN ACT to Require City and Town Treasurers to be Bonded by a Surety Company.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 5, § 21, amended. Section 21 of chapter 5 of the revised statutes is hereby amended to read as follows:

'Sec. 21. Treasurer to give bond; amount; office of treasurer vacant if bond not filed seasonably; vacancy; approval of bond and record; municipal officers may accept bond of a surety company at expense of town. The treasurer before entering upon the discharge of his official duties, shall give bond **underwritten by a surety company authorized to do business in this state** to the inhabitants of his town ~~with such surties~~ ~~and~~ for such sum as shall be designated by the municipal officers, not exceeding, however, twice the amount of the taxes to be collected during the year for which he is treasurer, conditioned for the faithful discharge of all the duties and obligations of his office. If such bond is not furnished and delivered to the municipal officers within 10 days after written demand by the municipal officers on the treasurer therefor, the office of treasurer shall be deemed vacant, and the town or plantation, at any meeting of its inhabitants legally called, may elect a treasurer to fill the vacancy, or the municipal officers may fill the vacancy by written

appointment which shall be recorded by the clerk in the town records. The municipal officers shall be the sole judges of the sufficiency of such bond ~~and sureties~~. Such bond, after its approval and acceptance by the municipal officers, shall be recorded by the clerk, and such record shall be prima facie evidence of the contents of such bond, but a failure to so record shall be no defense in any action upon such bond. ~~The municipal officers may accept any surety company authorized to do business in the state as surety on such bond, and dispense with any further surety or sureties thereon.~~ Any town or plantation may lawfully vote, at its annual meeting, to raise money to be expended by its treasurer, under the direction of the municipal officers, for the purpose of purchasing from any surety company authorized to do business as aforesaid, the bond required by this section.'