4319.

APPROVAL, BONDS OF CITY OF TOLEDO, LUCAS COUNTY, OHIO, $75,000.00.

COLUMBUS, OHIO, June 4, 1935.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

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4320.

DEPUTY SHERIFF—PERSONAL EXPENSES NOT PAYABLE UNDER SECTION
    7251-1, GENERAL CODE.

SYLLABUS:

*The provisions of Section 7251-1, General Code, do not authorize the payment of
the personal expenses of a deputy sheriff, from the appropriation made by the county
commissioners pursuant to that statute.*

COLUMBUS, OHIO, June 6, 1935.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.
    GENTLEMEN:—Your recent letter reads as follows:

> "You are respectfully requested to furnish this department your written
> opinion upon the following:
>   Section 7251-1, General Code, provides that the sheriff of each county
> shall detail one or more deputies for the work of enforcing the provisions of
> the Code, and it is provided that the county commissioners of each county
> shall appropriate such amount of money annually from the road fund of the
> county as is necessary to pay the compensation and equip such deputy or depu-
> ties for service rendered.   •
>
>   QUESTION: May this appropriation of the county commissioners cover
>   the personal expenses of such deputies, such as meals and
>   lodging?"

Section 7251-1, General Code, to which you refer is found in Chapter 19, Title IV,
of the General Code. A group of sections in the chapter above mentioned relates to
traffic regulations and has to do principally with enforcing the law with reference to
maximum loads permitted on public highways or streets.
    Section 7251, General Code, creates a liability for damages resulting to any street,
highway or bridge by reason of such violation. This section also provides a fine for
such violation.
    Said Section 7251-1, General Code, reads:

> "In those counties having forty miles or more of improved inter-county or
> main market roads the sheriff of each county shall and in all other counties
> may detail one or more deputies for the work of enforcing the provisions of