

2460.

APPROVAL, BOND FOR THE FAITHFUL PERFORMANCE OF HIS DUTIES—
HOWARD C. WHITE.

COLUMBUS, OHIO, August 18, 1928.

HON. J. W. TANNEHILL, *Superintendent, Division of Building & Loan Associations, Columbus, Ohio.*

DEAR SIR:—You have submitted for my consideration an official bond of Howard C. White, given in accordance with the requirements of Section 677, General Code, for the faithful performance of his duties as Examiner in the Department of Commerce, Division of Building and Loan Associations.

To this bond is attached a certificate of the surety company to the effect that the person signing said bond in behalf of said company, is its attorney in fact, and is authorized to sign an official bond of this nature for the amount therein involved, binding upon said company.

There is also attached a certificate from the Department of Commerce, Division of Insurance, to the effect that the surety company signing this bond is authorized to transact its appropriate business of fidelity and surety insurance within this state.

Finding said bond in proper legal form and properly executed, I have noted my approval thereon, and am returning the same herewith to you.

Respectfully,

EDWARD C. TURNER,
Attorney General.

2461.

STATE DEPOSIT—MUST BE DEPOSITED WITH STATE TREASURER
ONCE A WEEK—OFFICERS LIABLE FOR INTEREST—OFFICERS
LIABLE TO REMOVAL.

SYLLABUS:

1. *State officers, whether functioning independently or as members of boards, commissions or other departments of the state government, who fail to comply substantially with the provisions of Section 24, General Code, which requires such state officers to pay to the treasurer of state, on or before Monday of each week, all moneys, checks and drafts received for the state or for the use of any such state officer, state institution, department, board or commission, are liable to the state for the damages sustained by it by way of loss of the depositary interest on such funds, which would have accrued to the state had the same been deposited as required by the provisions of said Section 24, General Code.*

2. *If the failure of a state officer to comply with the provisions of Section 24 of the General Code is willful and flagrant, such conduct would be ground for the removal of such delinquent officer under Section 10-1, General Code, which provides, among other things, that any person holding an office in this state, who willfully neglects to perform any official duty imposed upon him by law, or who is guilty of gross neglect of duty, misfeasance, malfeasance or nonfeasance, shall be deemed guilty of misconduct in office, and shall be removed from office in the manner provided by said section and sections 10-2, 10-3 and 10-4, General Code.*

3. *Where any state officer, board or institution coming within the terms of Section 24, fails to pay in moneys received for the state or for the use of such officer, board or insti-*