

2191.

APPROVAL, BONDS OF ARLINGTON VILLAGE SCHOOL DISTRICT, HANCOCK COUNTY, \$20,000.00.

COLUMBUS, OHIO, January 31, 1925.

Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.

2192.

APPROVAL, BONDS OF BEAVER RURAL SCHOOL DISTRICT, NOBLE COUNTY, \$40,000.00.

COLUMBUS, OHIO, January 31, 1925.

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

2193.

FEES IN STATE CASES—CHIEF OF POLICE OF CITY OF ALLIANCE CANNOT KEEP FEES FOR SERVICES PERSONALLY PERFORMED BY HIM.

SYLLABUS:

The Chief of Police of the City of Alliance cannot keep fees in state cases for services personally performed by him.

COLUMBUS, OHIO, February 2, 1925.

Bureau of Inspection and Supervision of Public Offices, Columbus, Ohio.

GENTLEMEN:—This will acknowledge receipt of your letter of January 22nd as follows:

“Section 1579-221, General Code, relating to the city of Alliance Municipal Court Act provides in part that the clerk of said court shall pay over to the proper parties all money received by him as clerk; he shall receive and collect all costs, fines and penalties; and shall pay the same quarterly to the treasurer of the city of Alliance and take his receipt therefor, etc.”

The synopsis of your opinion No. 2140 of January 12, 1925, reads:

“Section 4270, General Code, does not apply to fees earned by a mayor, marshal or chief of police in state cases but such fees should be paid to such officers for their personal use.”

“Question: In view of the provisions of section 1579-221, General Code, above referred to, is the chief of police of the city of Alliance entitled to fees in state cases for services which he personally renders?”

Section 1579-223, General Code, reads: