

1157.

APPROVAL, BONDS OF VILLAGE OF BAY, CUYAHOGA COUNTY—
\$24,788.28.

COLUMBUS, OHIO, November 7, 1929.

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

1158.

INSANE PERSON—FORM OF BOND GIVEN FOR RELEASE FROM
HOSPITAL—WHERE FILED.

SYLLABUS:

Bond to be given upon release of insane patient discussed.

COLUMBUS, OHIO, November 7, 1929.

HON. HAL H. GRISWOLD, *Director of Public Welfare, Columbus, Ohio.*

DEAR SIR:—Your recent communication reads:

“Section 1979 G. C., of the law governing state hospitals for the insane (113 v. 92) provides as follows:

‘If the friends of a patient ask his release from the hospital, the superintendent may require a bond to be executed to the state in such sum and with such sureties as he deems proper, conditioned for the safe keeping of the patient.’

A question has arisen as to what shall constitute a proper and sufficient bond under this provision of law; and whether any steps are required after the execution of the bond, with respect to filing or recording the same, to make it effective.

We respectfully request that your Department draw up a form of bond that will answer the purpose of this section, and advise us how such a bond shall be executed and where filed.”

Section 1979, to which you refer, prior to its amendment by the 88th General Assembly in the form set forth in your inquiry, provided:

“If the friends of a patient ask his discharge from the hospital, the superintendent may require a bond to be executed to the state in such sum and with such sureties as he deems proper, conditioned for the safe keeping of the patient. No patient charged with or convicted of homicide shall be discharged without the consent of the superintendent and the board of trustees.”

From the above it will be observed that in so far as your question is concerned, there is no material distinction between the section under consideration before amendment and after amendment. The principal change in the amendment con-