

You state that the insurance money on hand has been paid into the general fund. Section 5625-5, General Code, being part of the Budget Law, provides that the taxing authority of a subdivision may include in the general levy the amount required for the carrying into effect of any of the general or special powers granted to the subdivision, including the construction of permanent improvements. It is obvious, therefore, that this insurance money now in the general fund may be used for the reconstruction of the building in question.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

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1866.

APPROVAL, BONDS OF SHARONVILLE VILLAGE SCHOOL DISTRICT,  
HAMILTON COUNTY—\$1,500.00.

COLUMBUS, OHIO, May 15, 1930.

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

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1867.

APPROVAL, BONDS OF HIGHLAND COUNTY, OHIO—\$12,082.75.

COLUMBUS, OHIO, May 15, 1930.

*Industrial Commission of Ohio, Columbus, Ohio.*

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1868.

WRONGFUL COMMITMENT—PERSON PLACED IN STATE HOSPITAL BY  
PROBATE JUDGE—NO LIABILITY AGAINST COUNTY.

*SYLLABUS:*

*A county is not liable in damages to one wrongfully committed to a state institution by the Probate Court in that county.*

COLUMBUS, OHIO, May 15, 1930.

HON. RAY T. MILLER, *Prosecuting Attorney, Cleveland, Ohio.*

DEAR SIR:—I am in receipt of your letter which reads as follows:

“Sometime ago this office rendered an opinion to the Board of County Commissioners of Cuyahoga County, Ohio, of which board we are by law constituted legal advisors.