

1779.

APPROVAL, BONDS OF PERRY TOWNSHIP RURAL SCHOOL DISTRICT,
PIKE COUNTY—\$13,000.00.

COLUMBUS, OHIO, April 14, 1930.

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

1780.

MEMBERS—OF CITY POLICE—RIGHT TO CREATE FUND OTHER
THAN POLICE RELIEF FUND—CONDITION NOTED.

SYLLABUS:

1. *Members of a city police department may create a fund other than the police relief fund into which contributions by members of the department and donations by private parties are placed. However, the funds required by statute to be placed to the credit of the police relief fund may not be placed and used in connection with the said private fund.*

2. *The members of a police department may make such rules and regulations for the management and distribution of said private relief fund as they choose. Such a fund has no relation whatever to the police relief fund provided by statute.*

COLUMBUS, OHIO, April 15, 1930.

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

GENTLEMEN:—Acknowledgment is made of your communication of recent date, which reads:

“Section 4625, General Code, relating to the Police Relief Fund, reads:

‘The trustees of the fund may also receive such uniform amounts from each person designated by the rules of the police department, a member thereof, as he voluntarily agrees to, to be deducted from his monthly pay, and the amount so received shall be used as a fund to increase the pension which may be granted to such person or his beneficiaries, or in the discretion of such trustees money derived from such monthly deductions shall be used to relieve members of the force who contribute thereto when sick or disabled from the performance of duty, for funeral expenses, relief of their families in case of death or for pensions when honorably retired from the force.’

Question 1. May the members of a city police department legally create a fund other than the Police Relief Fund, into which are paid contributions by members of the Department, and donations by private parties, which are given for the express purpose of increasing the private fund maintained by such members of the Police Department?

The contributions of members of the Department are made to such private fund expressly, and are not contributed to the Police Relief Fund, which is created by a tax levy exclusively.

Question 2. May members of a city police department maintain such private relief fund and adopt rules for the selection of a board of trustees