

2270.

APPROVAL, BONDS OF SHEFFIELD LAKE VILLAGE SCHOOL DISTRICT,
LORAIN COUNTY, \$6,000.00.

COLUMBUS, OHIO, March 7, 1925.

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

2271.

FEEES IN STATE CASES—CHIEF OF POLICE OF PIQUA ENTITLED TO
FEES WHEN COLLECTED BY CLERK OF MUNICIPAL COURT.

SYLLABUS:

1. *The chief of police of Piqua is entitled to fees in state cases when collected by the clerk of the municipal court.*
2. *The chief of police, or any other police officer of the city of Piqua, except the bailiff of municipal court, is entitled to fees in felony cases, collected by the clerk of courts of Miami County from the State of Ohio.*

COLUMBUS, OHIO, March 9, 1925.

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

GENTLEMEN:—This will acknowledge receipt of your letter of February 28, 1925, as follows:

“The municipal court of the city of Piqua, Miami county, was created by the legislature in 1921 (109 O. L. 555). Section 1579-586 G. C. of such act reads:

“The clerk of the municipal court shall have power to administer oaths and take affidavits and to issue execution upon any judgment rendered in the municipal court, including a judgment for unpaid costs; he shall have power to issue and sign all writs, processes and papers issuing out of the court, and to attach the seal of the court thereto; shall have power to approve all bonds, recognizances and undertakings, fixed by any judge of the court or by law; shall file and safely keep all journals, records, books and papers belonging to or appertaining to the court, record its proceedings and perform all other duties which the judge of the court shall prescribe. He shall pay over to the proper parties all moneys received by him as clerk; he shall receive and collect all costs, fines and penalties; he shall pay the same monthly to the treasurer of the city of Piqua and take his receipt therefor, except in state cases he shall pay over all cash and fines to Miami county; but money deposited as security for costs shall be retained by him pending the litigation; he shall keep a record showing all receipts and disbursements, which shall be open for public inspection at all times, and shall on the first Monday of each term of court make to the city auditor a report of all receipts and disbursements for the preceding term.’

“Question 1. In view of the above provisions, is the chief of police of the city of Piqua entitled to fees in state cases when collected by the clerk of the municipal court?