Gentlemen:

I have before me your request for an official opinion as to whether the Secretary and the Treasurer of the Board should be bonded.

In your letter you call attention to the fact that your executive secretary handles all the funds of the Board. As bearing upon this question, I desire to refer to Burns' Indiana Statutes Annotated, 1933, Section 63-1306, which provides in part as follows:

"It shall be the duties of the members of the state board of medical registration and examination to meet in the city of Indianapolis within thirty (30) days after their appointment and organize by the election of a president, secretary and treasurer, who shall serve until the second Tuesday in January following, and their successors shall be elected on the second Tuesday in January annually thereafter. * * *. * * * and said board may employ a clerk, and fix his salary at not more than five hundred dollars ($500) per annum. It shall be the duty of the treasurer of said board to pay quarterly all moneys received by the board to the treasurer of state, which moneys shall be credited to a separate and permanent fund for medical registration and examination, which is hereby created. * * * The treasurer and secretary of said board shall each give bond in the sum of five thousand dollars ($5,000) with sureties to be approved by the governor, which bonds shall be filed with the auditor of state. * * *" (Our emphasis.)

The above language seems to me to be clear and explicit. If the statute were amended so as to place the duties of the Secretary and Treasurer upon some other party or parties, I think such an amendment might be sufficient to evidence an
intention to change the provision with reference to official bonds. However, I do not find any such amendment of the statute, and, confronted with such specific language as above quoted, it seems to me that official bonds are required of the Secretary and Treasurer of the Board.

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**STATE PERSONNEL BOARD:** Whether director of board may delegate to appointing authority named under the act full authority for certifying as to the correctness of the amounts paid, days worked, and computations and extensions made as provided in Section 60-1332 of Burns Statutes, 1943 Cumulative Pocket Supplement.

August 16, 1943.

Hon. Dudley A. Smith  
Director of State Personnel,  
141 South Meridian Street,  
Indianapolis, Indiana.

Dear Mr. Smith:

I have before me your request for an official opinion in answer to the following question:

"May the Director of State Personnel delegate to appointing authorities, so named under the Act, full authority for certifying as to the correctness of amounts paid, days worked, and computations and extensions made thereon?"

This question calls for a consideration of Section 32, Subdivision (a) of the Personnel Act of 1941. This section appears in Section 60-1332 of the June 1943 Cumulative Pocket Supplement of Burns' Indiana Statutes Annotated, and Subsection (a) reads as follows:

"No public disbursing or auditing officer nor other fiscal officer of the state shall draw, sign, or issue, or authorize the drawing, signing or issuing of any warrant or check upon the state treasurer or other disbursing officer of the state, for the payment of a salary or other compensation for personal services within the