

An. Code, 1924, sec. 1. 1912, sec. 1. 1904, sec. 1. 1888, sec. 1. 1852, ch. 172, sec. 3.
1853, ch. 403.

1. The comptroller shall file his bond and qualify, by making the declaration and taking the oath required by the constitution and laws, before the governor, on or before the second Wednesday of January next ensuing his election; on which said second Wednesday of January the term of his office shall commence.

The comptroller is not in office, and his salary does not begin until he qualifies, nor does the latter then relate back to his election. It is competent for the legislature at any time to alter the oath or bond prescribed by the act of 1852. *Thomas v. Owens*, 4 Md. 220.

See art. 70, sec. 2.

An. Code, 1924, sec. 2. 1912, sec. 2. 1904, sec. 2. 1888, sec. 2. 1852, ch. 12, secs. 2, 3.

2. Before entering upon the discharge of his duties, he shall give bond to the State of Maryland, with security or securities approved by the governor, in the penalty of fifty thousand dollars, with condition that he will truly and faithfully discharge, execute and perform all and singular the duties of him required, and which may be required by the constitution and laws.

Though a bond is not approved by the official to whom it is originally presented for approval, if it is afterwards approved by another official duly authorized, the bond is binding on the sureties. A statutory bond is not delivered or binding until its approval. *State v. Jarrett*, 17 Md. 330.

An. Code, 1924, sec. 3. 1912, sec. 3. 1904, sec. 3. 1888, sec. 3. 1852, ch. 12, sec. 5.

3. Each security on the bond of the comptroller shall make oath that he is *bona fide* worth, over and above his debts, not less than some specific sum to be stated in said oath, which oath shall be endorsed on said bond and recorded therewith.

An. Code, 1924, sec. 4. 1912, sec. 4. 1904, sec. 4. 1888, sec. 4. 1852, ch. 12, sec. 6.

4. The governor shall not approve any bond of the comptroller, unless the sums so sworn to and endorsed on said bond shall in the aggregate at least equal the amount of the penalty thereof, and unless he shall be satisfied of the availability of such security.

An. Code, 1924, sec. 5. 1912, sec. 5. 1904, sec. 5. 1888, sec. 5. 1852, ch. 12, sec. 8.

5. The bond of the comptroller, when duly executed and approved, shall be recorded in the office of the clerk of the court of appeals, and certified copies, under the seal of said court, may be used in evidence in any court in this State.

An. Code, 1924, sec. 6. 1912, sec. 6. 1904, sec. 6. 1888, sec. 6. 1852, ch. 12, sec. 7.

6. It shall be the duty of the governor at all times, when in his opinion the security or securities of any comptroller have become or are likely to become invalid or insufficient, to demand and require him forthwith to renew his bond to the State of Maryland, with security or securities to be approved by the governor, in the penalty and according to the form prescribed in this article; and in case of neglect or refusal by any comptroller to give bond with security or securities as aforesaid, within twenty days after the same shall be demanded and required by the governor, such neglect or refusal shall be, and it is hereby declared to be, a disqualification within the meaning of the constitution; and the governor is hereby required to proceed forthwith to appoint a fit and proper person to fill the vacancy occasioned thereby, according to the provisions of the constitution.