

(G) RECORDING OF BOND.

THE BOND OF EVERY OFFICER, EXCEPT AN OFFICER WHO SERVES AN APPELLATE COURT OR WHO IS COVERED BY A BLANKET BOND, SHALL BE RECORDED IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT AND EVERY BOND, EXCEPT A BLANKET BOND, SHALL BE FILED WITH THE COMPTROLLER.

REVISOR'S NOTE: This section is new language derived from the various officers' bond provisions appearing in Art. 17, §§ 45, 46B, and 47; Art. 87, §2; Art. 26, §§ 149(e) and 154(d), all of which are proposed for repeal. No substantive changes are made and the amount of the bond is set by the Comptroller. An exception is made for sheriffs' bonds, because the present law provides the amount of the bond. Art. 25, §33 provides that the county shall pay the premiums on the bonds of county officials, but this does not apply to sheriffs. Subsection (e) is derived from the last sentence of this section. See Talbot County Commissioners v. Carroll, 172 Md. 386 (1937).

Under Art. 26, §153, constables are not presently required to post bonds.

Presently constables are covered under the State's Blanket Fidelity Bond. According to the Comptroller's office, the premiums of the bonds of officers, other than district court officers, are presently allowed as expenses of the office.

Art. 87, §3, which requires a sheriff to give a new bond each year is proposed for repeal. The proposed statute requires that an officer be covered by a bond during his tenure in office, which makes this section unnecessary.

In Art. 25, §33, only the references to clerks and sheriffs are proposed for repeal by this section. The remainder of the section will remain as it appears.

See Art. XV, §1 of the Constitution which imposes a duty on an officer to report fees collected by him to the Comptroller.