

SURETIES OF COUNTY TREASURERS
Act of Apr. 13, 1859, P.L. 607, No. 596
AN ACT

Cl. 16

Relative to Sureties of County Treasurers.

Section 1. Proceeding against treasurer by sureties or Attorney General

Whenever any county treasurer within this Commonwealth shall fail to pay to the Commonwealth, on demand being made, the balance found to be due by him upon settlement of his account by the Auditor General and State Treasurer, a petition may be presented to the court of common pleas of the county wherein the said treasurer may reside, at the instance of the Attorney General, or one or more of the sureties of said county treasurer, praying for his dismissal from office, on account of said default. Upon the presentation of said petition, the said court shall enter a rule upon said county treasurer, to appear on the day certain to show cause why he should not be removed from said office, of which due notice shall be given to said county treasurer. 1859, April 13, P.L. 607, Sec. 1.

Section 2. Dismissal from office by court

Upon the hearing of said rule, if it shall be made to appear to the satisfaction of said court that the said officer is in default for the non-payment of money due the Commonwealth, the said court shall forthwith make a decree dismissing him from the said office; and upon receiving a certified copy of said decree, the commissioners of the proper county shall immediately fill the vacancy thereby created, until the next general election, by the appointment of a suitable person, who shall give bond in such amount and with such sureties as shall be ordered and approved by the court of quarter sessions of the proper county: Provided, That if the sum so found due be paid at any time before such decree is made, it shall discharge the proceedings. 1859, April 13, P.L. 607, Sec. 2.