

No. 33.

RESOLUTIONS

For the pay, emoluments, perquisites, and expenses of the Volunteer Troops of the First and Eleventh Divisions, Pennsylvania Militia, recently in the service of this commonwealth.

RESOLVED, *By the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met,* That the paymaster general and disbursing officer of volunteers, be, and he is hereby authorized and directed to furnish, under oath, without delay, to the auditor general of this commonwealth a detailed statement of the claims for pay, emoluments, and perquisites of the officers, non-commissioned officers, musicians, and privates of the volunteers of the First and Eleventh divisions, Pennsylvania militia, lately in the service of this commonwealth, under the orders of the governor of Pennsylvania, of December fifth and fifteenth, one thousand eight hundred and thirty-eight, and also, for the necessary and reasonable incidental expenses of their organization, transportation, supply of provisions, hospital stores, quarters and fuel, stating their names, the corps and capacity in which they served, the number of days they were actually in the service of this commonwealth, uniformed and equipped according to law.

Paymaster
General to
furnish under
oath a detail-
ed statement
of claims

Auditor Gen'l
to enquire in-
to and adjust
claims

RESOLVED, That it shall be the duty of the said auditor general, on the receipt of such detailed statement, to examine into the correctness of the said claims and to equitably adjust the same, as near as practicable, and to estimate the probable amount of money which may be required for the final settlement of the said accounts, computing the claims for compensation to the troops of the first division for one month, and of the eleventh division for ten days, according to the rates established therefor by the existing laws of this state, and of the United States, governing the compensation of the troops of the army and of the militia when in actual service.

Disbursing
officer to give
bond

RESOLVED, That on the paymaster general and disbursing officer aforesaid, giving bonds, with sufficient security to the state of Pennsylvania, to be approved by the governor, for the amount to be received from the treasury, conditioned for the faithful disposition of all money that may be placed in his hands and for the true performance of his duty, it shall be

the duty of the auditor general to draw his warrant or warrants for such estimated amount of money, deducting therefrom the amount of the warrants which have been drawn by the governor of this commonwealth in favor of the said paymaster general and disbursing officer on the said state treasurer, which sum, together with the amount of the said warrants drawn by the governor, as aforesaid, shall be paid out of any moneys in the treasury not otherwise appropriated.

RESOLVED, That on the receipt of the money aforesaid, it shall be the duty of the paymaster general and disbursing officer, as soon as practicable, to pay and disburse the amount ^{Troops to be paid} which may be legally and justly due to the respective claimants, and within sixty days from the receipt of the said money to submit his vouchers, for the final settlement of his accounts and disbursement of the money, to the auditor ^{Accounts settled} general, and the same shall thereupon be passed upon and finally settled, according to the laws of this commonwealth relative to public accounts, when, if the sum so drawn from the treasury shall be found to have been insufficient to pay the claims aforesaid, it shall be the duty of the auditor general to draw his warrant on the state treasurer in favor of the paymaster general and disbursing officer aforesaid, for the amount so due, and if the money in the hands of the said paymaster general and disbursing officer shall be more than sufficient for the payment of the said claims, it shall be his duty to pay the said excess into the state treasury. *Provided,* That if any such claim, as aforesaid, shall have been assigned and transferred, by the person or persons entitled thereto, to ^{Assigned} claims any person or persons, the person or persons to whom the said claim shall have been so assigned and transferred shall not recover for the same anything more than the sum they shall have actually paid therefor, and the balance, if any, shall be paid to the person or persons so as aforesaid entitled thereto.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—The sixth day of June, eighteen hundred and thirty-nine.

DAVID R. PORTER.