

CHAPTER MCCCXIX.

AN ACT FOR COMPENSATING SUCH AS HAVE ADVANCED MONEY FOR RAISING AND ENLISTING MEN REQUIRED FROM THE SEVERAL COMPANIES OF MILITIA BY AN ACT, ENTITLED "AN ACT FOR THE GREATER EASE OF THE MILITIA AND THE MORE SPEEDY AND EFFECTUAL DEFENSE OF THIS STATE"¹ AND FOR COMPELLING SUCH AS HAVE RECEIVED MONEYS FOR THAT PURPOSE TO ACCOUNT FOR AND PAY THE SAME.

(Section I. P. L.) Whereas by the act aforesaid every militia company in each battalion within this state was directed within a limited time to hire, on such terms as they could procure them, two men to serve in [the] federal army or on the frontiers for the term of seven months, and in default of the companies, the captain or commander of the company was directed to furnish two men as aforesaid, and in default of the captain or commanding officer the lieutenant or sub-lieutenant was directed to hire the men as aforesaid, the expense in all such cases was to be paid in due proportion by the taxable inhabitants residing within the limits of every such company.

And whereas no provision hath been made that where men had [not] been raised by any one of the means aforesaid or any other, that then the money so paid by the people should be paid into the public treasury and accounted for:

And whereas many of the men required by the said law were never furnished or procured and there is reason to believe that much money was raised in this way which was not paid for the hire of said troops:

Therefore:

[Section I.] (Section II. P. L.) Be it enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met and by the authority of the same, That all such money as hath been collected or raised for the purpose of hiring volunteers or seven month's men as aforesaid and that hath not been applied to that

¹ Passed May 26, 1780, Chapter 908.

use shall be paid into the treasury of this commonwealth by the persons from whom the same is due, and all persons concerned in collecting, receiving and paying such moneys shall be accountable to the comptroller-general of this state in the same manner as other persons receiving public money are by law accountable.

(Section III. P. L.) And whereas it hath been represented by a memorial of the late Samuel John Atlee, Esquire, then lieutenant of the county of Lancaster, that he enlisted a number of men to serve as aforesaid, for several companies who neglected to furnish recruits, that he advanced them their bounty to a considerable amount, which was not recovered by him:

And whereas there may be others in similar circumstances and it is just and right that the money so advanced for the benefit of the public should be repaid:

Therefore:

[Section II.] Be it enacted by the authority aforesaid, That all such claims and accounts shall be rendered to the comptroller-general who is hereby authorized and directed to examine and settle the same and report the state thereof to the supreme executive council as by law directed in the case of other accounts and like proceedings shall be had thereupon.

[Section III.] (Section IV. P. L.) And be it further enacted by the authority aforesaid, That all such claims settled and adjusted as aforesaid shall be discharged out of the moneys paid into the treasury, in pursuance to the directions contained in the former part of this act and in case the same should at any time be insufficient such deficiency shall be supplied out of the moneys paid into the treasury on account of militia fines and so much as may be necessary thereof shall be and the same is hereby appropriated for that purpose.

Passed September 29, 1787. Recorded L. B. No. 3, p. 252, etc.