

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act To Clarify the Duties of Municipal Treasurers, Clerks and Tax Collectors**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 30-A MRSA §2655** is enacted to read:

### **§ 2655. Prohibition on commingling funds**

A clerk is prohibited from commingling personal funds with any funds collected for a municipality while performing the duty of clerk.

**Sec. 2. 30-A MRSA §5603, sub-§2, ¶C**, as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9; §2; and c. 104, Pt. C, §§8 and 10, is further amended to read:

C. Maintain a bank account in the municipality's name for the deposit of cash receipts. The treasurer shall deposit the all cash balance receipts in the bank within 10 days when it exceeds \$100. The treasurer may not commingle funds of the municipality with any personal funds or in any personal account of the treasurer.

**Sec. 3. 36 MRSA §759-A** is enacted to read:

### **§ 759-A. Prohibition on commingling funds**

A tax collector is prohibited from commingling personal funds with any funds collected for a municipality while performing the duty of tax collector.

## **SUMMARY**

This bill prohibits municipal treasurers, clerks and tax collectors from commingling personal and municipal money.