

Deficiency Claims, Appropriation for. Appropriation, Deficiency Claims.

There is not any law requiring a deficiency claim to be filed with the State Auditor prior to the issuance of a warrant in payment of the claim where an appropriation has been made therefor.

February 17, 1915.

Hon. William Keating,
State Auditor,
Helena, Montana.

Dear Sir:

I am in receipt of your letter submitting the question:
as to whether bills authorizing the payment of deficiency claims should be accompanied with the claims for which the appropriation is made?

Section 235, Revised Codes, with reference to deficiency claims, provides:

"The Board must audit the same, and if they approve it, must transmit to the Legislative Assembly with a statement of their approval."

There is no provision of law whatsoever as to what becomes of either the claim of the statement after being transmitted to the Legislative Assembly. Hence, there is no authority for requiring it to be filed in the office of the State Auditor, or in any other office.

Yours very truly,

D. M. KELLY,
Attorney General.