

[4345]

"An act creating a Board of Auditors to settle the accounts of Contractors on public works."

Sec. 1. Be it enacted by the people of the State of Illinois, represented in the General Assembly, That the Auditor of Public Accounts, Treasurer & Secretary of State be and they are hereby created and constituted a Board of Auditors to audit, settle & adjust the claims and accounts of all such Contractors who have been engaged upon the Public Works of the State of Illinois, and whose accounts have not been paid upon or rejected.

Sec. 2. Said Board shall be confined to such claims only as shall be based upon estimates made upon contracts entered into in accordance with law, and shall have power to order a re-estimate where injustice shall appear to be done either to the State or individuals to examine witnesses upon oath, having power to administer oaths or affirmations to such witnesses, and to do all things necessary to ascertain & arise at the amount justly due & owing from the State to such Contractor or Contractors.

Sec. 3. When the Board shall be advised and settle down upon the amount due, in justice and equity, for work done under Contract they shall draw a draft or drafts for the same upon the Fund Commissioners, bearing interest at the rate

of six per cent per annum from the date thereof until paid, which drafts may be drawn in any sum not less than fifty dollars:

Provided, that in case the sum found due be less than fifty dollars a draft may be drawn for the amount <sup>due</sup> to such individual or individuals: - Provided further, that no account or estimate, for work done on any public work after the passage of this act, shall be audited or passed upon by said Board.

Sec. 4. It shall be the duty of said Board, to keep a full record of all their proceedings, and in drawing drafts, the same shall be numbered, show, to whom drawn, the particular work, amount and date; all accounts receipts, vouchers and certificates, examined & adjusted by them shall be carefully filed and preserved, and they shall make such reports on the business assigned them, as will enable the Governor, from time to time, to report to the Legislature, the true & accurate amount allowed and awarded, and the proceedings of said Board specially.

Sec. 5. Said Board of Auditors shall not be authorized to give certificates of indebtedness to an amount above one hundred thousand dollars under the provisions of this Act.

Sec. 6. It shall be the duty of said Board of auditors to settle with & adjust the claims of any engineer who may

have rendered service to the State under the  
Internal Improvement laws, and who  
have not received Compensation for such  
services. The said Claims to be established  
in such manner as shall be satisfactory  
to said Board, and when any balance  
shall be found due any engineer the said  
Board shall issue their draft for such  
balance on the Fund Commissioner as required  
by the third section of this act.

W. S. C. Curing.

Approved Feb. 26. 1841. } Speaker House of Reps.  
Thos. Carlin } 3

J. H. Anderson  
Speaker of the Senate.

State of Illinois  
Office of Sec of State

I Lyman Trumbull  
Secretary of State do hereby certify  
the foregoing to be true & perfect copy  
of the Enrolled law on file in my  
office.

Witness my hand & the  
Seal of State.

Springfield March 3 1841

Lyman Trumbull  
Sec of State

[H. B. 45]

No. 170.

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Board of auditors  
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