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MARIPOSA COUNTY RESOLUTION No. 82-26

DISTRIBUTION OF COUNTY PAYROLL WARRANTS

WHEREAS, the distribution of payroll warrants is governed by Section 28001 of the Government Code.

NOW, THEREFORE it is resolved by the Board of Supervisors of Mariposa County that Section 28001 shall be implemented as follows:

1. All salary and payroll warrants shall be distributed by the Auditor on the first day of each month, effective April 1, 1982.

2. In the event that the first day of any month shall be a legal holiday, a Saturday or a Sunday, the Auditor shall distribute such warrants on the first regular County working day following the first day of each month;

3. It shall be the responsibility of the Auditor to deliver the warrants for salary and payroll to the County offices of each employee and officer as soon as possible on the date specified herein, or to place said warrants in the mail on that date when mail delivery is reasonably necessary;

4. Post-dated warrants shall not be issued, nor shall warrants be issued prior to the completion of the pay period covered by the warrant.

PASSED AND ADOPTED this 16th day of February, 19   , by the Board of Supervisors of Mariposa County by the following vote:

- AYES: Taber, Barrick, Dalton, Erickson, Moffitt
- NOES: None
- ABSENT: None
- ABSTAINED: None


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Resolution No.

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WILLIAM H. MOFFITT, Chairman  
Board of Supervisors

ATTEST:

  
ELLEN BRONSON, County Clerk and  
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

  
RICHARD K. DENHALTER, County Counsel

Note 7

were entitled to receive \$3 in each criminal case, not exceeding \$40 in any one month, Stats.1901, p. 749, c. 234, amended the county government act by classifying townships in K. county, and changed the township in which plaintiff was a justice so as to give him a fixed salary of \$125 per month, such act as so amended was in violation of the constitutional provision requiring the compensation of officers to be fixed "in proportion to duties." Millard v. Kern County (1905) 82 P. 329, 147 C. 682.

8. Sheriff

A deputy sheriff may receive compensation for furnishing evidence which leads to the conviction of persons implicated in the commission of a crime, when he had no legal duty to perform by virtue of his office, and the offense was committed and the trial had out of his county. Harris v. More (1886) 11 P. 780, 70 C. 502.

✓ § 28001. Warrants

Except in those counties in which the board of supervisors has by ordinance fixed a different schedule of dates or pay periods for the payment of salaries of the officers, deputies, clerks and employees of the several departments and institutions of the county government, as authorized in Section 28003, the auditor shall, on the first day of each month, or the first day following the specified pay period draw his warrant upon the treasurer in favor of each officer, deputy, clerk, and employee for the amount of salary due him for the preceding month or pay period. (Added Stats.1947, c. 424, p. 1178, § 1, as amended Stats. 1953, c. 1061, p. 2545, § 1; Stats.1957, c. 1778, p. 3178, § 1; Stats.1961, c. 1328, p. 3108, § 2.)

Historical Note

As originally enacted, this section read: "On the first day of each month the auditor shall draw his warrant upon the treasurer in favor of each officer, deputy, clerk, and employee for the amount of salary due him for the preceding month."

The 1953 amendment inserted a provision authorizing the board of supervisors to prescribe the day by ordinance.

This section was rewritten by the 1957 amendment.

The 1961 amendment inserted the words "or the first day following the specified pay period" and added the words, "or pay period."

Derivation: See Derivation under § 28000.

Cross References

Warrants, in general, see § 29800 et seq.

Notes of Decisions

I. In general

Stats.1893, pp. 415, 416, § 173, regulating the compensation of county officers and appointment of deputies in 14 classes of the county classification, and providing that the salaries of such deputies should be paid out of the county treasury, while in the remaining classes deputies were to be paid by their principals, was general, applying equally to all counties of certain classes, and did not conflict with Const.

art. 1, § 11, providing that all laws of a general nature shall have a uniform operation, nor with art. 11, §§ 4 (repealed), 5, or art. 4, § 25, subds. 9, 19, 28, 29, 33 (repealed. See, now, Const. art. 4, § 16), prohibiting the legislature from passing local or special laws affecting the government of counties or county officers, or granting privileges. Tulare County v. May (1897) 50 P. 427, 118 C. 303.