

---

LEGISLATURE OF PENNSYLVANIA.

---

FILE OF THE HOUSE OF REPRESENTATIVES.

No. **1071** Session of  
1919.

---

INTRODUCED BY MR. HESS, MARCH 24, 1919.

---

REFERRED TO COMMITTEE ON MANUFACTURES,  
MARCH 25, 1919.

---

**AN ACT**

Requiring the Commonwealth and all political subdivisions thereof and all public institutions owned or managed and controlled by the Commonwealth or any political subdivision thereof to purchase certain supplies and materials from the Committee on Delinquency of this Commonwealth providing for the administration of this act by the Committee on Delinquency and others making it unlawful under certain circumstances of the Auditor General of the Commonwealth or the Controller or other auditing officer of any political subdivision thereof to approve or the treasurer of any institution owned or managed and controlled by the Commonwealth or any political subdivision thereof to pay any bill for such supplies and materials purchased elsewhere and providing for the determination by a board of arbitration chosen for the purpose of disagreements arising in the administration of this act ,

1 Section 1 *Be it enacted by the Senate and House of Repre-*  
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*  
3 *met and it is hereby enacted by the authority of the same That*  
4 the Commonwealth and all political subdivisions thereof and  
5 all institutions owned or managed and controlled by the  
6 Commonwealth or any political subdivision thereof shall pur-  
7 chase from the Committee on Delinquency of this Common-  
8 wealth all materials and supplies required by them when-  
9 ever such committee shall be able to furnish such sup-  
10 plies and materials or a substantial equivalent thereof manu-  
11 factured or produced by the labor of inmates of institu-  
12 tions within the jurisdiction of such committee

13 Section 2 On or before the fifteenth day of December  
14 of each year the Committee on Delinquency shall prepare  
15 a list of classes of all supplies and materials so manu-  
16 factured or produced which it will be prepared to furnish  
17 during the year commencing on the first day of January  
18 next ensuing A copy of such list shall be mailed by the  
19 Committee on Delinquency to the Auditor General of the  
20 Commonwealth the auditing officer or officers of every poli-  
21 tical subdivision thereof and the treasurer of every in-  
22 stitution owned or managed and controlled by the Com-  
23 monwealth or any political subdivision thereof and upon  
24 application to any officer or department of the Common-  
25 wealth or of any political subdivision thereof and any  
26 officer of a public institution owned or managed and con-  
27 trolled by the Commonwealth or a political subdivision thereof

28 Section 3 Before purchasing any supplies or any ma-  
29 terials belonging to any class in the annual list prepared

1 by the Committee on Delinquency otherwise than from such  
2 committee the proper purchasing officer or officers of the  
3 Commonwealth or of any political subdivision thereof or of  
4 any institution owned or managed and controlled by the  
5 Commonwealth or any political subdivision thereof shall on  
6 and after the first day of January one thousand nine  
7 hundred and twenty inquire of the Committee on Delin-  
8 quency whether it is able to furnish the particular sup-  
9 plies or materials desired or a substantial equivalent thereof  
10 and shall purchase such materials or supplies or a sub-  
11 stantial equivalent thereof from such committee if such sup-  
12 plies or materials or a substantial equivalent thereof can  
13 be furnished by it

14 It shall be the duty of the Committee on Delinquency  
15 promptly to reply in writing to all inquiries regarding  
16 the supplies and materials which it is prepared to furnish

17 Section 4 On or before the fifteenth day of October  
18 of each year the officer or officers whose duty it is to  
19 make purchases for the Commonwealth or any political sub-  
20 division thereof or any institution owned or managed and  
21 controlled by the Commonwealth or any political subdivision  
22 thereof shall furnish to the Committee on Delinquency an  
23 estimate of the character and quantity of supplies and  
24 materials which in the opinion of such officer or of-  
25 ficers it will be necessary to purchase for the Common-  
26 wealth the political subdivision thereof or the institution  
27 as the case may be

28 Section 5 On and after the first day of January  
29 one thousand nine hundred and twenty it shall not be

1 lawful for the Auditor General of the Commonwealth or  
2 for the auditing officer or officers of any political sub-  
3 division thereof or for the treasurer of any institution  
4 owned or managed and controlled by the Commonwealth or  
5 any political subdivision thereof to approve any bill for  
6 supplies or materials belonging to any class included in  
7 the annual list prepared by the Committee on Delinquency  
8 if purchased otherwise than from such Committee during  
9 the year for which such list shall have been prepared  
10 unless there shall accompany such bill a letter from the  
11 Committee on Delinquency stating that it has been im-  
12 possible for such committee to furnish the particular sup-  
13 plies or materials desired or a substantial equivalent  
14 thereof

15 Section 6 Whenever there shall be a disagreement be-  
16 tween the Committee on Delinquency and the Commonwealth  
17 or any political subdivision thereof or any institution owned  
18 or managed and controlled by the Commonwealth or any  
19 political subdivision thereof on the question whether the  
20 Committee on Delinquency is able to furnish a substantial  
21 equivalent of any materials or supplies desired by the  
22 Commonwealth or such political subdivision or such insti-  
23 tution a board of arbitration shall forthwith be created  
24 to determine the question Such board shall consist of  
25 three members One of such members shall be appointed  
26 by the Committee on Delinquency one shall be appointed  
27 by the chief executive officer of the Commonwealth or of  
28 the political subdivision thereof or of the institution as  
29 the case may be and the two members thus appointed

1 shall choose the third member Should the two members  
2 thus appointed fail within ten days to choose the third  
3 member of the board either of them may by petition  
4 setting forth the facts apply to the president judge of  
5 the Court of Common Pleas of Dauphin County who shall  
6 forthwith choose a third member of such board

7 Immediately after its selection any such board shall  
8 meet and determine the question before it It shall report  
9 its decision in writing to the Committee on Delinquency  
10 and such decision shall be final and binding both upon  
11 the Committee on Delinquency ~~and the~~ Commonwealth or  
12 political subdivision or institution as the case may be

13 Section 7 All acts or parts of acts inconsistent here-  
14 with are hereby repealed