

on account of such contract or contracts, or loan or loans, which may be entered into *or joined in* by such minor pursuant hereto, unless expressly a party thereto.

Section 3. Whenever heretofore any minor spouse of any person eligible for guaranty *or insurance of a loan pursuant to the act of Congress known as the "Service-men's Readjustment Act of 1944" and its amendments and supplements has joined in the execution of any such contract, loan, or other papers necessary and incident thereto, such joinder is hereby validated for all purposes, subject to the prohibition that no such contract or loan may be avoided, nor may the defense of minority be interposed as a defense, in any action based on any such contract or arising out of any such loan.

Section 4. The provisions of this act shall become effective immediately upon final enactment.

Actions of minor spouses of such persons in heretofore joining in the execution of any such contracts validated, under certain conditions.

Act effective immediately.

APPROVED—The 24th day of May, A. D. 1951.

JOHN S. FINE

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No. 89

AN ACT

To amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," by regulating the authority of school districts to purchase supplies, and to perform and contract for construction, reconstruction, repairs and work of any nature.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 751 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," as amended by the act, approved the fourteenth day of April, one thousand nine hundred forty-nine (Pamphlet Laws 459), is hereby further amended to read as follows:

Section 751. Work to be Done Under Contract Let on Bids; Exception.—(a) All construction, reconstruction, repairs, or work of any nature, including the introduction of *plumbing*, heating, ventilating, or lighting systems, upon any school building or upon any school property, made by any school district, where the entire cost, value, or amount of such construction, reconstruc-

"Public School Code of 1949."

Section 751, act of March 10, 1949, P. L. 30, as amended by act of April 14, 1949, P. L. 459, further amended.

* "of" in original.

tion, repairs, or work, including labor and material, shall exceed [three hundred dollars (\$300) in school districts other than school districts of the first class, and in school districts of the first class, where such entire cost value shall exceed six hundred dollars (\$600)] *one thousand dollars (\$1000)*, shall be done under [contract or] *separate* contracts to be entered into by such school district with the lowest responsible bidder, upon proper terms, after due public notice has been given asking for competitive bids: Provided, That if due to an emergency, a school plant or any part thereof becomes unusable, competitive bids for repairs or replacement may be solicited from at least three responsible bidders, and, upon the approval of any of these bids by the State Superintendent of Public Instruction, the board of school directors may proceed at once to make the necessary repairs or replacements in accordance with the terms of said approved bid or bids.

(b) The board of school directors in any school district either may perform any construction, reconstruction, repairs, or work of any nature, where the entire cost or value, including labor and material, is less than one thousand dollars (\$1000), by its own maintenance personnel, or may have any such construction, reconstruction, repairs, or work performed by contract after soliciting bids from at least three responsible bidders: Provided, That the board of school directors in any school district may authorize the secretary of the board or other executive to award contracts for construction, reconstruction, repairs, or work of any nature, where the entire cost or value, including labor and material, is three hundred dollars (\$300) or less, without soliciting competitive bids.

Sections 805, 806
and 807, said
act, amended.

Section 2. Sections 805, 806 and 807 of said act are hereby amended to read as follows:

Section 805. Classes of School Supplies; Purchasing Agent.—School supplies shall be divided into two classes. The first class shall include school desks, chairs, *furniture*, typewriters, and school apparatus. The second class shall include [maps, globes, and] all other supplies, except *maps, globes and* textbooks necessary for school use, not included in the first class. The board of school directors in any district may authorize or appoint the secretary of the board or other executive as purchasing agent for the district, with authority to purchase supplies of either class costing less than [one hundred dollars (\$100)] *three hundred dollars (\$300)*.

Section 806. Purchase of Supplies of the First Class [, Costing \$100 or More].—When it is deemed necessary to purchase desks or other supplies of the first class, costing [one hundred dollars (\$100)] *three hundred dollars (\$300)* or more, the board of school directors *in any dis-*

trict shall solicit sealed quotations from two or more firms, manufacturers, or dealers in such supplies. Such quotations shall be opened at a regular or special meeting of the board of school directors. The board shall accept the bid of the lowest responsible bidder when the kinds and quality of supplies and equipment offered are the same or are equal, but they shall have the right to reject any and all bids or select a single item from any bid. Any school district may purchase school furniture and other equipment from another school district without asking for competitive bids.

Section 807. Purchase of Supplies of the Second Class [, Costing \$300 or More.]—(a) All supplies of the second class, costing [three hundred dollars (\$300) or more] *one thousand dollars (\$1000) or more, in school districts of the first class, first class A, or second class, or five hundred dollars (\$500) or more, in school districts of the third or fourth class,* shall be purchased and contracts therefor awarded only after public notice has been given by advertisement, published once each week for three weeks in not less than two newspapers of general circulation. In any district where no newspaper is published, said notice may, in lieu of such publication, be posted in at least five public places. Such advertisement or notice shall give all necessary information, or give notice of convenient access thereto, in such manner that bidders can intelligently make bids for such contracts.

The board of school directors shall accept the lowest bid or bids, kind, quality, and material being equal, but shall have the right to reject any and all bids, or select a single item from any bid.

(b) *The board of school directors may purchase supplies of the second class costing three hundred dollars (\$300) or more, but less than one thousand dollars (\$1000), in school districts of the first class, first class A, or second class, and costing three hundred dollars (\$300) or more, but less than five hundred dollars (\$500), in school districts of the third and fourth class, from the lowest responsible bidder, after soliciting sealed quotations from two or more firms, manufacturers or dealers in such supplies, when the kind, quality and material are equal: Provided, That the board of school directors may authorize the secretary of the board or other executive to make such purchases of supplies of the second class in accordance with the provisions of this subsection.*

Section 3. The provisions of this act shall become effective immediately upon final enactment.

Act effective
immediately.

APPROVED—The 24th day of May, A. D. 1951.

JOHN S. FINE