

contract of purchase. Wherever it shall appear that a member of council may have voted in violation of this section but the purchase or contract on which he so voted was not approved by council, this section shall be inapplicable.

Section 1903 of the act, reenacted and amended June 28, 1951, P. L. 662, and amended September 26, 1951, P. L. 1515, further amended.

Section 3. Section 1903 of the act, reenacted and amended June 28, 1951 (P. L. 662), and amended September 26, 1951 (P. L. 1515), is amended to read:

Section 1903. Contracts for Less *Than [Seven Hundred and Fifty] *One Thousand* Dollars; Written Bids.— In all cases of contracts or purchases, other than the kinds mentioned in clauses (1) to (5) inclusive of section one thousand nine hundred one of this act, from two hundred dollars to [seven hundred and fifty] *one thousand* dollars inclusive, whether made by council or by an officer or appointee of the city, written bids shall be solicited therefor; and no such contract or purchase shall be made for the city except upon at least two such written bids. The specifications upon which bids are solicited shall be uniform in so far as possible to afford equal opportunity for bidding. Catalogues and circulars of firm prices shall be acceptable as bids upon the contracts or purchases herein regulated. All such bids shall be retained in the proper department or office for a period of at least two months, and shall be reported monthly to the director of accounts and finance who shall make a consolidated monthly report thereof to council. The members of council and the controller shall have access to the bids in all departments and offices of the city for the enforcement of this provision. Any official or appointee of the city contracting or purchasing in violation of the provisions of this section shall be liable upon his bond, if any, or personally, in the full amount of the purchase or contract so made, and council may avoid any such purchase or contract.

APPROVED—The 6th day of May, A. D. 1957.

GEORGE M. LEADER

No. 47

AN ACT

Amending the act of March 31, 1949 (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the

* "Then" in original.

payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interests therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," requiring that contractors' bonds cover equipment rentals.

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

Section 1. Section 11, act of March 31, 1949 (P. L. 372), known as "The General State Authority Act of one thousand nine hundred forty-nine," is amended to read:

The General State Authority Act of one thousand nine hundred forty-nine. Section 11, act of March 31, 1949, P. L. 372, amended.

Section 11. Competition in Award of Contracts.—If any project or any portion thereof or any improvement thereof shall be constructed, equipped or furnished pursuant to a contract and the estimated cost thereof exceeds five hundred dollars (\$500), such contract shall be awarded to the lowest responsible bidder after advertisement for bids. The Authority may make rules and regulations for the submission of bids and the construction, equipping, furnishing or improvement of any project or portion thereof. No contract shall be entered into for construction, equipping, furnishing or improvement of any project, or portion thereof, or for the purchase of materials, unless the contractor shall give an undertaking with a sufficient surety or sureties approved by the Authority, and in an amount fixed by the Authority, for the faithful performance of the contract; and such contract shall be accompanied by an additional bond for the protection of those who furnish labor and material *or rental equipment* for such amount and subject to the same terms and conditions as recommended by The Administrative Code of one thousand nine hundred twenty-nine, as amended, on contracts entered into by the Department of Property and Supplies for the erection of buildings. All construction contracts shall provide, among other things, that the person or corporation entering into such contract with the Authority will pay for all materials furnished *rental equipment used* and services rendered for the performance of the contract, and that any person or corporation furnishing such materials *rental equipment* or rendering such services may maintain an action to recover for the same against the obligor in the undertaking as though such person or corporation was named therein, *provided the

* "providing" in original.

action is brought within one (1) year after the time the cause of action accrued. *The additional bond shall be conditioned upon the prompt payment of actual equipment rentals and shall not be conditioned upon or guarantee payment of equipment rentals, all or any part of which, directly or indirectly, apply on the purchase price of such equipment under the terms of a bailment lease or conditional sales contract or by any other arrangement by which title to the equipment will be transferred to the contractor and the rentals form any part of the consideration.* Nothing in this section shall be construed to limit the power of the Authority to construct any project, or portion thereof, or any addition, betterment, or extension thereto, directly by the officers, agents, and employes of the Authority, or by agreement with the Federal or State governments, or any agency or department, or either thereof.

Subject to the aforesaid, the Authority may (but without intending by this provision to limit any powers of such Authority) enter into and carry out such contracts, or establish or comply with such rules and regulations concerning labor and materials or rental equipment and other related matters in connection with any project, or portion thereof, as the Authority may deem desirable, or as may be requested by any Federal agency that may assist in the financing of such project or any part thereof.

APPROVED—The 6th day of May, A. D. 1957.

GEORGE M. LEADER

No. 48

AN ACT

Amending the act of May 17, 1929 (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," fixing the time of payment of the charges.

Forest Reserves.

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

Section 1, act of May 17, 1929, P. L. 1798, amended May 28, 1956, P. L. 1759, further amended.

Section 1. Section 1, act of May 17, 1929 (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving