

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 250 Session of 2009

INTRODUCED BY CORMAN, WAUGH, SCARNATI, PICCOLA, BROWNE, FOLMER, M. WHITE, BAKER, BOSCOLA, BRUBAKER, COSTA, EARLL, EICHELBERGER, GORDNER, GREENLEAF, ORIE, ROBBINS, SMUCKER, D. WHITE, WONDERLING AND YAW, FEBRUARY 19, 2009

SENATOR PICCOLA, EDUCATION, AS AMENDED, JUNE 8, 2010

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," in education empowerment, further
6 providing for MANDATE WAIVER PROGRAM AND FOR expiration. ←

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

9 ~~Section 1. Section 1716 B of the act of March 10, 1949 (P.L. ←~~
10 ~~30, No.14), known as the Public School Code of 1949, added May~~
11 ~~10, 2000 (P.L.44, No.16), is repealed:~~

12 SECTION 1. SECTION 1714-B OF THE ACT OF MARCH 10, 1949 ←
13 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, IS
14 AMENDED BY ADDING A SUBSECTION TO READ:

15 SECTION 1714-B. MANDATE WAIVER PROGRAM.--\* \* \*

16 (D.1) (1) THE DEPARTMENT MAY GRANT A WAIVER OF SECTION 751
17 WHERE THE SCHOOL DISTRICT INDICATES IN ITS APPLICATION THAT IT
18 INTENDS TO SOLICIT MULTIPLE PRIME AND SINGLE PRIME CONSTRUCTION
19 BIDS AND AWARD THE CONTRACT TO THE LOWEST RESPONSIBLE BIDDER.

1       (2) FAILURE TO SOLICIT MULTIPLE PRIME AND SINGLE PRIME  
2 CONSTRUCTION BIDS AND AWARD THE CONTRACT TO THE LOWEST  
3 RESPONSIBLE BIDDER SHALL RESULT IN THE REVOCATION OF THE WAIVER.

4       (3) NOTWITHSTANDING SUBSECTION (D), FAILURE BY THE  
5 DEPARTMENT TO ACT WITHIN THE PRESCRIBED TIME PERIOD SHALL NOT  
6 CONSTITUTE AN APPROVAL OF A WAIVER OF SECTION 751.

7       \* \* \*

8       SECTION 2. SECTION 1716-B OF THE ACT, ADDED MAY 10, 2000  
9 (P.L.44, NO.16), IS AMENDED TO READ:

10       †Section 1716-B. Expiration.--[This] EXCEPT FOR SECTIONS ←  
11 1714-B AND 1715-B, THE PROVISIONS OF THIS article shall expire  
12 June 30, 2010.† ←

13       Section ~~2~~ 3. This act shall take effect immediately. ←