

December 14, 1960
61-5-L

Mr. Gus Harrell, Director
Research and Finance Division
Department of Public Instruction
Capitol Building
Phoenix, Arizona

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Dear Mr. Harrell:

Some time ago (late October) you addressed an inquiry to this office on behalf of Mr. Jack Wilson, Superintendent of School District no. 27 of Navajo County, at Kayenta, Arizona, in regard to the legal requirements for advertising or obtaining bids for the purchase of movable equipment by the school district with monies obtained from the federal government under Public Law 815.

In the absence of a specific controlling federal statute, state law is to be followed in the expenditure of these funds. Arizona has no state law requiring school districts to advertise, or to invite bids, before purchase can be lawfully made. It is, therefore, unnecessary that the school district advertise or invite bids for such purchase.

Recognizing that there are many advantages for the district in the following this practice, however, it should be pointed out that the district is free to obtain competitive bids, even though not required to do so. If bids are obtained, the district should accept the lowest bid, or record its reasons for rejecting it and accepting a higher quotation.

An extra copy of this letter is enclosed for your convenience in answering Mr. Wilson.

Very truly yours,

WADE CHURCH
The Attorney General

BETSY C. FREDERICKSON
Assistant Attorney General

BCF:mp/dd