

to the issuance of New D-4 permits but the statute expressly provides that no D-4 permits "shall be granted or retained" unless the duly elected officers file with the department an affidavit or certificate together with a surety bond. It will therefore be necessary that your department require that all present holders of D-4 permits file with your department a certificate of the officers as required by this section together with the surety bond.

Summarizing, and in specific answer to your inquiry, it is my opinion that section 6064-15 and section 6064-18, General Code, as amended by Amended Substitute Senate Bill No. 2 of the 91st General Assembly, require two separate surety bonds, each in the sum of One Thousand Dollars (\$1000) from all applicants for class D-4 permits. Such amendment applies equally to class D-4 permits heretofore issued by your department and it is necessary, if these permits are to be retained by the present permit holders, that they comply with this requirement and furnish the certificate of their officers together with the surety bond.

Respectfully,

JOHN W. BRICKER,
Attorney General.

4467.

APPROVAL, NOTES OF NELSONVILLE CITY SCHOOL DISTRICT, ATHENS COUNTY, OHIO, \$23,745.00.

COLUMBUS, OHIO, July 26, 1935.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

4468.

APPROVAL, CONTRACT FOR ELECTRICAL WORK FOR PROJECT KNOWN AS T. B. COTTAGE, HAWTHORNDEN FARM, CLEVELAND STATE HOSPITAL, CLEVELAND, OHIO, \$5,965.00, HARTFORD ACCIDENT AND INDEMNITY COMPANY OF HARTFORD, CONN., SURETY-PARKER ELECTRIC COMPANY, CLEVELAND, OHIO.

COLUMBUS, OHIO, July 27, 1935.

HON. T. S. BRINDLE, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between

the State of Ohio, acting by the Department of Public Works, for the Department of Public Welfare, and the Parker Electric Company of Cleveland, Ohio. This contract covers the construction and completion of Contract for Electrical Work for a project known as T. B. Cottage, Hawthornden Farm, Cleveland State Hospital, Cleveland, Ohio, in accordance with Item No. 4 of the form of proposal dated April 23, 1935. Said contract calls for an expenditure of five thousand nine hundred and sixty-five dollars (\$5,965.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. You have also submitted a certificate of the Controlling Board showing that such board has released funds for this project in accordance with section 1 of House Bill No. 69 of the second special session of the 90th General Assembly.

In addition, you have submitted a contract bond upon which the Hartford Accident and Indemnity Company of Hartford, Connecticut, appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the workmen's compensation have been complied with.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,

JOHN W. BRICKER,
Attorney General.

4469.

PUPIL—AFTER SEPTEMBER 5, 1935, DRIVERS OF PUBLIC SCHOOL BUSES SHOULD BE AT LEAST 21 YEARS OF AGE.

SYLLABUS:

1. *All contracts for the transportation of school children in city, rural and village school districts, whenever made, are subject to the provisions of Section 7731-3 General Code as enacted in House Bill 232 of the 91st General Assembly.*

2. *On and after September 5, 1935 all drivers of conveyances for the transportation of school children to and from public schools or public school functions, should be at least 21 years of age.*