

ENROLLED HOUSE
BILL NO. 2492

By: Hilliard of the House

and

Justice of the Senate

An Act relating to water; amending 82 O.S. 2001, Section 569, which relates to advertisement for certain contracts; raising amount of contract requiring advertisement; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 82 O.S. 2001, Section 569, is amended to read as follows:

Section 569. When it is determined to let the work of a master conservancy district by contract, contracts in amounts to exceed ~~Seven Thousand Five Hundred Dollars (\$7,500.00)~~ Twenty-five Thousand Dollars (\$25,000.00) shall be advertised after notices calling for bids have been published once a week, for three (3) consecutive weeks completed on date of last publication, which shall not be less than fourteen (14) days from the first publication, in at least one newspaper in each county, where any part of the work under terms of the contract is to be performed, and the board may let ~~said~~ the contract to the lowest and best bidder, who shall give a good and approved bond, with ample security, equal in amount to the total of the bid, conditioned on the carrying out of the contract, to completion, and shall file the ~~said~~ bond and contract with the secretary of ~~said~~ the district in amount and conditions as provided by law, conditioned on the carrying out of the contract. ~~But this~~ This contract shall not be let to another than the lowest bidder until a hearing before the court ~~has been had~~ occurred with notice to all parties interested, as ordered by the court and an order obtained from the court. Such contract shall be in writing, and

shall be accompanied by or shall refer to plans and specifications for the work done, prepared by the chief engineer. ~~Said~~ The contract shall be approved by the board of directors and signed by the president of the board and by the contractor, and shall be executed in duplicate. Provided, that in case of sudden emergency when it is necessary in order to protect the district, the advertising of contracts may be waived upon the unanimous consent of the board of directors, with the approval of the court or the judge in vacation; and provided, further, that the action of ~~said~~ the board of directors in awarding a contract shall, upon application of any interested taxpayer, be reviewed by the district court at a time and place specified by the judge of ~~said~~ the court and the order of ~~said~~ the district court may be appealed from, by either the board of directors or any interested taxpayer, to the Supreme Court of the State of Oklahoma in the same manner as other appeals under civil procedure.

SECTION 2. This act shall become effective November 1, 2008.

Passed the House of Representatives the 12th day of March, 2008.

Presiding Officer of the House of
Representatives

Passed the Senate the 16th day of April, 2008.

Presiding Officer of the Senate