

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 3115

By: Hilliard

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5  
6 AS INTRODUCED

7 An Act relating to conservancy districts; amending 82  
8 O.S. 2001, Section 569, as amended by Section 1,  
9 Chapter 93, O.S.L. 2008 (82 O.S. Supp. 2009, Section  
10 569), which relates to contracts by master  
11 conservancy districts; changing minimum bid  
12 requirement amount; providing an effective date; and  
13 declaring an emergency.

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

15 SECTION 1. AMENDATORY 82 O.S. 2001, Section 569, as  
16 amended by Section 1, Chapter 93, O.S.L. 2008 (82 O.S. Supp. 2009,  
17 Section 569), is amended to read as follows:

18 Section 569. When it is determined to let the work of a master  
19 conservancy district by contract, contracts in amounts to exceed  
20 ~~Twenty five Thousand Dollars (\$25,000.00)~~ Fifty Thousand Dollars  
21 (\$50,000.00) shall be advertised after notices calling for bids have  
22 been published once a week, for three (3) consecutive weeks  
23 completed on date of last publication, which shall not be less than  
24 fourteen (14) days from the first publication, in at least one  
newspaper in each county, where any part of the work under terms of

1 the contract is to be performed, and the board may let the contract  
2 to the lowest and best bidder, who shall give a good and approved  
3 bond, with ample security, equal in amount to the total of the bid,  
4 conditioned on the carrying out of the contract, to completion, and  
5 shall file the bond and contract with the secretary of the district  
6 in amount and conditions as provided by law, conditioned on the  
7 carrying out of the contract. This contract shall not be let to  
8 another than the lowest bidder until a hearing before the court  
9 occurred with notice to all parties interested, as ordered by the  
10 court and an order obtained from the court. Such contract shall be  
11 in writing, and shall be accompanied by or shall refer to plans and  
12 specifications for the work done, prepared by the chief engineer.  
13 The contract shall be approved by the board of directors and signed  
14 by the president of the board and by the contractor, and shall be  
15 executed in duplicate. Provided, that in case of sudden emergency  
16 when it is necessary in order to protect the district, the  
17 advertising of contracts may be waived upon the unanimous consent of  
18 the board of directors, with the approval of the court or the judge  
19 in vacation; and provided, further, that the action of the board of  
20 directors in awarding a contract shall, upon application of any  
21 interested taxpayer, be reviewed by the district court at a time and  
22 place specified by the judge of the court and the order of the  
23 district court may be appealed from, by either the board of  
24 directors or any interested taxpayer, to the Supreme Court of the

1 State of Oklahoma in the same manner as other appeals under civil  
2 procedure.

3 SECTION 2. This act shall become effective July 1, 2010.

4 SECTION 3. It being immediately necessary for the preservation  
5 of the public peace, health and safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval.

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9 52-2-8939 KB 12/28/09

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