

Senate Engrossed House Bill

**FILED**  
**KEN BENNETT**  
**SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-ninth Legislature  
Second Regular Session  
2010

CHAPTER 47

# **HOUSE BILL 2218**

AN ACT

AMENDING SECTION 48-2986, ARIZONA REVISED STATUTES; RELATING TO IRRIGATION  
AND WATER CONSERVATION DISTRICTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 48-2986, Arizona Revised Statutes, is amended to  
3 read:

4 48-2986. Award of contract; bond; letting of work without  
5 advertising for bids

6 A. At the time and place specified in the advertisement the board  
7 shall meet and consider the bids and shall within a reasonable time  
8 thereafter accept or reject all or any portion of any bid, or may reject all  
9 bids, and shall return deposits of unsuccessful bidders. The board may  
10 thereafter proceed to readvertise for such portions of the proposed project  
11 as to which no bid was accepted, or the board may proceed to perform the work  
12 so advertised under its own direction and supervision.

13 B. The board shall enter into contracts according to the bids as  
14 accepted, and shall require from each person with whom a contract is made  
15 such bond or bonds as required under ~~the provisions of~~ title 34, chapter 2,  
16 article 2. Upon the bond being given and approved, prior deposits of the  
17 principal shall be returned.

18 C. The work performed under any contract authorized and executed  
19 pursuant to this chapter shall be performed under the direction and to the  
20 satisfaction of the district engineer, and by the terms of the contract  
21 shall be paid for in cash.

22 D. Nothing contained in this chapter shall be construed to prohibit  
23 the district from letting any work required by it without first advertising  
24 for bids when the estimated cost of the work does not exceed ~~fifteen~~ THIRTY  
25 thousand dollars for construction, ~~ten~~ THIRTY thousand dollars for materials  
26 or ~~ten~~ THIRTY thousand dollars for services and the total amount of the  
27 contract does not exceed ~~fifteen~~ THIRTY thousand dollars, or when an  
28 emergency exists as determined ~~jointly~~ by the board of directors of the  
29 district ~~and the state certification board~~.

30 E. THE DOLLAR AMOUNTS PRESCRIBED IN SUBSECTION D SHALL BE DEEMED  
31 ADJUSTED ON JULY 1 EACH YEAR BASED ON THE ANNUAL PERCENTAGE CHANGE IN THE  
32 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS, UNITED STATES CITY AVERAGE,  
33 THAT IS PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, BUREAU OF LABOR  
34 STATISTICS, WITH JULY 1, 2010 AS THE BASE YEAR FOR MAKING THAT DETERMINATION.

35 Sec. 2. Emergency

36 This act is an emergency measure that is necessary to preserve the  
37 public peace, health or safety and is operative immediately as provided by  
38 law.

APPROVED BY THE GOVERNOR APRIL 14, 2010.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2010.

Passed the House February 16, 2010

Passed the Senate April 1, 2010

by the following vote: 58 Ayes,

by the following vote: 24 Ayes,

0 Nays, 1 Not Voting  
1 Vacancy With Emergency  
Bob Young  
Speaker of the House  
Pro Tempore

0 Nays, 4 Not Voting  
Robert J. Brun  
President of the Senate

Cheryl Laube  
Chief Clerk of the House

Charmine Bellinger  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

           day of           , 20  

at            o'clock            M.

            
Secretary to the Governor

Approved this            day of

at            o'clock            M.

            
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this            day of           , 20  

at            o'clock            M.

            
Secretary of State

HLB. 2218

HOUSE CONCURS IN SENATE  
AMENDMENTS AND FINAL PASSAGE

April 8, 2010,

by the following vote: 55 Ayes,

0 Nays, 5 Not Voting  
*with emergency*

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

8<sup>th</sup> day of April, 2010,

at 3:53 o'clock P. M.

[Signature]  
Secretary to the Governor

Approved this 14<sup>th</sup> day of

April, 2010,

at 12:50 o'clock P. M.

[Signature]  
Governor of Arizona

H.B. ~~2002~~

2218

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 14<sup>th</sup> day of April, 2010,

at 8:56 o'clock A. M.

[Signature]  
Secretary of State