



DEPARTMENT OF HOUSING

1110 WEST WASHINGTON, SUITE 280

PHOENIX, ARIZONA 85007

(602) 771-1000 WWW.AZHOUSING.GOV FAX: 602-771-1002

BOND REQUIREMENTS

COMPLETION INSTRUCTIONS

- A. Pursuant to A.R.S. § 41-4029, before granting an original license, the Director shall require a surety bond or cash deposit on the form provided, which shall be continuous in form. The amount of the bond is determined by the type and scope of the applied for license.
- B. A separate bond or cash deposit is required for each branch location of any licensed manufacturer or installer. Space is provided for such branch location address in the upper right corner of the License Bond Form ADOH 107.
1. Installer Branch Location means a separate business location from the licensee's principal place of business where any business that may be conducted at the principal office is transacted.
 2. Manufacturer Branch Location means a separate business location from the licensee's principal place of business where units are manufactured.
- C. Surety (bonding) company to complete License Bond Form ADOH 107 as follows:
1. Side one of form:
 - a. Upper right corner indicate bond number. If applicable, show licensee's branch address on lines provided. See Paragraph B. above.
 - b. 1st Line: Name of business exactly as shown on the Application.
 - c. 2nd Line: Licensee's principal physical business address as shown on Application.
 - d. 3rd Line: Indicate license classification, i.e., D-8, I-10C, M-9A, etc., as shown on Application.
 - e. 4th Line: Name of Surety (bonding) Company and Claims Address for Surety Company.
 - f. 5th Line: Amount of bond in words and numerals.
 2. Side two of form:
 - a. Date bonding company signed and sealed the bond.
 - b. Effective date of bond.
 - c. Signatures, left side:
Full business name of applicant, typewritten or printed.
Signature and title of applicant.
Type or print the name, mailing address and telephone number for the purpose of filing claims in this section.
 - d. Signatures, right side:
Name of surety typed or printed.
Signature of person acknowledging for the surety; and,
Type or print name and title on line below.
Surety signature must be notarized.
- D. **TO AVOID DELAY** or inconvenience, be sure the bond is completed as delineated above. If necessary, the bond will be returned for correction or a rider will be requested to properly complete the bond before issuance of the license.

STATE OF ARIZONA



DEPARTMENT OF HOUSING
1110 WEST WASHINGTON, SUITE 280
PHOENIX, AZ 85007-2935
(602) 771-1000

Bond Number _____

Branch (of principal) if applicable

Name _____

Address _____

LICENSE BOND

KNOW ALL MEN BY THESE PRESENTS:

That we _____
as Principal, whose physical business address is _____
conducting business under the classification of _____
and _____

a corporation duly authorized and licensed to transact surety business in the State of Arizona, for the purpose of making, guaranteeing or becoming sole surety upon bonds or undertakings required or authorized by the laws of the State of Arizona as surety, are held and firmly bound unto the State of Arizona for the benefit of:

- 1. Any consumer of a unit regulated by this chapter who enters into an agreement with any licensee, except a salesperson or broker of manufactured homes or mobile homes, and who is damaged by the failure of the Principal to perform a sales or installation agreement or to perform repairs under a warranty, as provided by A.R.S. § 41-4029 (D);
2. The Director of the Department of Housing, if the Principal fails to pay any of the fees or costs that the Principal owes the Department, as provided by A.R.S. § 41-4029 (D).

In the sum of: _____ (\$) _____
lawful money of the United States of America for payment under the terms expressed herein, we bind ourselves, our heirs, executors, successors and assignees, jointly and severally, firmly by these presents.

THE CONDITION OF THE FOREGOING OBLIGATION IS SUCH THAT:

Whereas, the above bounden Principal has made application with the Department of Housing of the State of Arizona for a license to conduct business under the classification and at the address set forth above and tenders this bond to comply with the provisions of Articles 3 and 4, Chapter 37, Title 41, Arizona Revised Statutes, and the Rules adopted pursuant thereto by the Department of Housing.

The persons claiming against this bond may maintain action at law against the Principal and the Surety and this bond may be sued upon in successive actions until the full amount thereof is exhausted. No suit may be commenced on this bond after the expiration of two years following the commission of the act on which the suit is based except that the time for purposes of the claim for fraud shall be measured as provided in A.R.S. §12-543.

It is further provided that upon any demand or claim against the bond the Surety shall give notice to the Director by registered mail of any such demand or claim and of any judgment, recovery or settlement made prior to the payment thereof. This bond shall be continuous in form and shall be conditioned that the total aggregate liability of the Surety for all claims shall be limited to the face amount of the bond irrespective of the number of years this bond is in force. If the Surety desires to make payment without awaiting court actions, the amount of this bond shall be reduced to the extent of any payment or payments made by the Surety, in good faith thereunder. Any such payments shall be based on priority of written claims received by the Surety prior to court action.

(NEXT)

The liability of the Surety may be terminated and this bond cancelled as to future liability by the giving of written notice by the Surety to the Director, of the Surety's desire to terminate liability and by stating in such notice the effective date of such termination, which shall not be less than thirty (30) days from the receipt of such notice by the Director.

Previous locations are automatically covered by the existing bond when a rider or endorsement is received by the Department indicating a new location.

Nothing in this bond shall be construed to be in conflict with the provisions of Articles 3 and 4, Chapter 37, Title 41, of the Arizona Revised Statutes.

Signed and sealed this _____ day of _____, 20 ____.

This bond becomes effective on the _____ day of _____, 20 ____.

Type or Print Licensed Business Name

(Name of Principal)

(Name of Surety)

By: _____
(Signature & Title of Principal)

By: _____
(Signature of Person Signing for Surety)

Agent (Type or Print Name)

By: _____
(Type Name & Title of Person Signing for Surety)

Representing (Name of Company)

This instrument was acknowledged
before me this _____ day of _____, 20 ____.

Telephone Number (including Area Code)

(Notary Public Signature)

Mailing Address

My commission Expires: _____

(City) (State) (Zip)

STATE OF _____

NOTE: Provide address and phone number where claims against this bond are to be sent in the spaces appropriated above for insurance agent if bond is not being countersigned by insurance/surety agent.

COUNTY OF _____

SIGNATURE OF SURETY MUST BE NOTARIZED