

AN ACT

ENTITLED, An Act to modify contract renewal provisions for school district food service purchases and to declare an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 5-18-18.1 be amended to read as follows:

5-18-18.1. The purchases by a school district of perishable food, raw materials used in construction or manufacture of products for resale, the contracts for asbestos removal in emergency response actions, and the contracts for services provided by individuals or firms for consultants, audits, legal services, architectural services and engineering, insurance, real estate services, auction services, or transportation of students are exempt from the provisions of this chapter.

No contract for the transportation of students may exceed five years. Specific provisions of the contract may be renegotiated during the term of the contract provided that guidelines for making changes are in the contract. Any change made during the term of the contract shall be reported in the school board minutes.

No contract for the services of a food service management company may exceed one year. An original contract for the services of a school food service management company may be renewed annually no more than four times consecutively following the original contract. Both bid and contract shall specify that the contract can be renewed, but the local school is not required to renew the contract. Specific provisions of the original contract may be renegotiated prior to renewal provided that guidelines for making changes are in the original contract. The school board shall record in its minutes any changes made during the term of a food service management contract or renewal.

Section 2. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

An Act to modify contract renewal provisions for school district food service purchases and to declare an emergency.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1210

\_\_\_\_\_  
Chief Clerk

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\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

House Bill No. 1210  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

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Received at this Executive Office this \_\_\_\_\_ day of \_\_\_\_\_ ,

20\_\_\_\_ at \_\_\_\_\_ M.

By \_\_\_\_\_  
for the Governor

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The attached Act is hereby approved this \_\_\_\_\_ day of \_\_\_\_\_ , A.D., 20\_\_\_\_

\_\_\_\_\_  
Governor

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STATE OF SOUTH DAKOTA,  
ss.

Office of the Secretary of State

Filed \_\_\_\_\_ , 20\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State