

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

841E0747

HOUSE BILL NO. 1218

Introduced by: Representatives Derby and Peterson (Bill) and Senator Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to prohibit directed suretyship.

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

3 Section 1. No state, county, or municipal employee, and no person acting or purporting to
4 act on behalf of such employee, or any state, county, or municipal agency, may, with respect to
5 any public building or construction contract which is about to be or which has been competitively
6 bid or negotiated, require the bidder to make application to or furnish financial data to, or to
7 obtain, or procure, any of the surety bonds, or surety bond components of wrap-up insurance,
8 that are specified in connection with such contract or by law from any particular insurance or
9 surety company or producer. A violation of this Act is a Class 6 felony.