

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

769I0268

## HOUSE BILL NO. 1080

Introduced by: Representatives Klaudt, Lintz, McCaulley, and Rhoden and Senators de Hueck, Duniphan, and Jaspers

1 FOR AN ACT ENTITLED, An Act to revise the publication of advertisements for bids.

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

3 Section 1. That § 5-18-3 be amended to read as follows:

4 5-18-3. If the governing body of any public corporation intends to enter into a contract for  
5 the construction of a new building or the remodeling or addition to an existing building which  
6 involves the expenditure of fifty thousand dollars or more, a contract for any other public  
7 improvement which involves the expenditure of twenty-five thousand dollars or more, or a  
8 contract for the purchase of materials, supplies, or equipment which involves the expenditure of  
9 fifteen thousand dollars or more, the governing body of the public corporation shall advertise for  
10 bids for the project. The advertisement shall appear in the legal notices section of a legal  
11 newspaper. The advertisement shall be printed at least twice, with the first publication at least  
12 ten days before opening of bids. The first publication shall be in the official newspaper or  
13 newspapers of the contracting corporation, and the second publication may be in any legal  
14 newspaper of the state chosen by the contracting corporation. If the contracting corporation has  
15 no official newspaper, the first publication shall be made in a legal newspaper with general



1 circulation in the district, to be selected by the contracting corporation. The advertisement shall  
2 state the time and place where the bids will be opened and passed upon by the board. In all  
3 notices, the board shall reserve the right to reject any or all bids. If a public corporation lists a  
4 bid on the centralized bid exchange pursuant to § 5-18-1.1, the public corporation need not make  
5 the second publication required by this section.