

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

654N0074

HOUSE BILL NO. 1130

Introduced by: Representatives Rounds, Brunner, Howie, Jerke, Novstrup (Al), Pitts, and Sigdestad and Senators McNenny, Bartling, Dempster, Garnos, Gray, Olson (Ed), and Peterson (Jim)

1 FOR AN ACT ENTITLED, An Act to increase the level of expenditures that may be incurred
2 before requiring the advertisement for bids for the purchase of materials, supplies, or
3 equipment.

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

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

6 5-18-3. If the governing body of any public corporation intends to enter into a contract for
7 the construction of a new building or the remodeling or addition to an existing building which
8 involves the expenditure of fifty thousand dollars or more, a contract for any other public
9 improvement which involves the expenditure of twenty-five thousand dollars or more, or a
10 contract for the purchase of materials, supplies, or equipment which involves the expenditure
11 of ~~fifteen~~ twenty-five thousand dollars or more, the governing body of the public corporation
12 shall advertise for bids for the project. The advertisement shall appear as a legal notice in the
13 appointed legal newspaper. The advertisement shall be printed at least twice, with the first
14 publication at least ten days before opening of bids. The first publication shall be in the official
15 newspaper or newspapers of the contracting corporation, and the second publication may be in



1 any legal newspaper of the state chosen by the contracting corporation. If the contracting
2 corporation has no official newspaper, the first publication shall be made in a legal newspaper
3 with general circulation in the district, to be selected by the contracting corporation. The
4 advertisement shall state the time and place where the bids will be opened and passed upon by
5 the board. In all notices, the board shall reserve the right to reject any or all bids. If a public
6 corporation lists a bid on the centralized bid exchange pursuant to § 5-18-1.1, the public
7 corporation need not make the second publication required by this section.