



2020 South Dakota Legislature

House Bill 1264

Introduced by: **Representative Anderson**

1 **An Act to revise provisions regarding the procurement of public improvements.**

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

3 **Section 1.** That § 5-18B-10 be AMENDED:

4 **5-18B-10. Plans and specifications prepared by architect or engineer.**

5 If a contract is based upon plans and specifications prepared by an architect or
6 engineer, the contract's terms and conditions shall comply with the provisions provided in
7 the "General Conditions of the Contract for Construction," Fourteenth Edition, by the
8 American Institute of Architects in effect on January 1, ~~2010~~ 2020, the "ConsensusDOCS
9 200 Standard Agreement and General Conditions Between Owner and Contractor," by
10 ConsensusDOCS LLC in effect January 1, ~~2010~~ 2020, or the "Standard General Conditions
11 of the Construction Contract," 1990 Edition, by the Engineer's Joint Contract Documents
12 Committee, in effect January 1, ~~2010~~ 2020, except when in conflict with the laws of this
13 state. However, the purchasing agency may modify or delete, on a contract by contract
14 basis, any portion of the "General Conditions of the Contract for Construction,"
15 "ConsensusDOCS 200 Standard Agreement and General Conditions Between Owner and
16 Contractor," or the "Standard General Conditions of the Construction Contract."