



## 2020 South Dakota Legislature

# House Bill 1264

### HOUSE LOCAL GOVERNMENT ENGROSSED

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 "AIA Document A201©, General Conditions of the Contract for Construction,"  
 8 ~~Fourteenth Edition,~~ by the American Institute of Architects in effect on January 1, ~~2010~~  
 9 2020, the "ConsensusDOCS 200 Standard Agreement and General Conditions Between  
 10 Owner and Contractor," by ConsensusDOCS LLC in effect January 1, ~~2010~~ 2020, or the  
 11 "Standard General Conditions of the Construction Contract," 1990 Edition, by the  
 12 Engineer's Joint Contract Documents Committee, in effect January 1, ~~2010~~ 2020, except  
 13 when in conflict with the laws of this state. However, the purchasing agency may modify  
 14 or delete, on a contract by contract basis, any portion of the "AIA Document A201©,  
 15 General Conditions of the Contract for Construction," "ConsensusDOCS 200 Standard  
 16 Agreement and General Conditions Between Owner and Contractor," or the "Standard  
 17 General Conditions of the Construction Contract."