

AN ACT

ENTITLED, An Act to provide a preference for the procurement of biobased products.

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

Section 1. As used in this Act, the term, biobased, means composed wholly or in a significant part of biological products including renewable agricultural materials or forestry materials.

Section 2. That § 5-23-45 be amended to read as follows:

5-23-45. Notwithstanding provisions of law requiring a state agency or political subdivision of the state to enter into contracts with the lowest responsible bidder, any such agency or political subdivision charged with the purchase of materials and supplies for any public use may, in its discretion, give preference to the purchase of materials and supplies manufactured from recycled or biobased materials. This preference is applicable only if the bids of the persons or manufacturing concerns supplying the recycled or biobased materials, or the prices quoted by them, do not exceed by more than five percent the lowest bid or prices quoted by persons and manufacturing concerns offering nonrecycled or nonbiobased materials.

An Act to provide a preference for the procurement of biobased products.

I certify that the attached Act
originated in the

HOUSE as Bill No. 1041

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1041

File No. _____

Chapter No. _____

Received at this Executive Office
this ____ day of _____ ,

20__ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 20__

Governor

STATE OF SOUTH DAKOTA,
SS.
Office of the Secretary of State

Filed _____, 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State