

SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION
SOUTH DAKOTA TRANSPORTATION COMMISSION
Notice of Public Hearing to Adopt Rules

A public hearing will be held in the Commission Room of the Becker-Hansen Building at 700 East Broadway Avenue in Pierre, South Dakota, on Thursday, September 29, 2022, at 9:00 a.m. (Central Time) to consider amendments to Administrative Rules of South Dakota numbered:

- 70:01:02:02 – Pennington County speed zone rule
- 70:01:02:57 – Spink County speed zone rule
- 70:07:01:01 – Definitions
- 70:07:02:04 – Procedure for obtaining or renewing classification and capacity rating
- 70:07:02:09 – Assignment of work classification and maximum bidding capacity rating
- 70:07:02:10 – Effective period of work classification and rating
- 70:07:02:11 – Determination of current bidding capacity of prospective bidders.
- 70:07:02:11.1 – Obligation to inform department of changes to certification of surety
- 70:07:02:13 – Ineligibility for assignment of classification and rating
- 70:07:03:01 – Procedure for accessing bid proposals
- 70:07:03:01.01 – Optional combination bidding
- 70:07:03:03 – Denial of proposal for substandard work - Repealed
- 70:07:04:20 – Suspension of prequalification

Concerning 70:01:02:02 – Pennington County speed zone rule, the effect of the proposed amendments will be to: (1) delete limited speed zones on highway segments in Pennington County that have been obliterated or transferred to a local government; and (2) establish a limited speed zone for the crossroad over Interstate Highway 90 at mileage reference marker 59.19 (LaCrosse Street) in Pennington County. The reasons for adopting the proposed amendments are to eliminate outdated speed zone provisions and enhance safety.

As to 70:01:02:57 – Spink County speed zone rule, the effect of the proposed amendments will be to change the speed limits on U.S. Highway 281 and U.S. Highway 212 in and around Redfield. The reason for adopting the proposed amendments is to enhance safety.

As noted above, the Transportation Commission is also considering amendments to the following rules: 70:07:01:01 -- Definitions; 70:07:02:04 – Procedure for obtaining or renewing classification and capacity rating; 70:07:02:09 – Assignment of work classification and maximum bidding capacity rating; 70:07:02:10 – Effective period of work classification and rating; 70:07:02:11 – Determination of current bidding capacity of prospective bidders; 70:07:02:11.1 – Obligation to inform department of changes to certification of surety; 70:07:02:13 – Ineligibility for assignment of classification and rating; 70:07:03:01 – Procedure for accessing bid proposals; 70:07:03:01.01 – Optional combination bidding; 70:07:03:03 – Denial of proposal for substandard work, Repealed. 70:07:04:20 – Suspension of prequalification. The effect of the proposed amendments will be to: (1) change requirements for becoming and remaining qualified to submit bids for highway construction contracts; (2) revise the process for accessing bid proposals; (3) repeal a rule relating to rejection of bids; and (4) allow the submission of optional combination bids. The proposed rules will clarify and improve the process for accessing bid proposals and qualifying as a bidder. The proposed rule amendments will also eliminate provisions that are duplicative. The proposed rule amendments may also increase competition for highway construction contracts.

