

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

538A0753

SENATE TAXATION COMMITTEE ENGROSSED

NO. **SB228** - 2/15/97

Introduced by: Senator Hunhoff and Representative Munson (Donald)

1 FOR AN ACT ENTITLED, An Act to provide for and to regulate electronic livestock auctions.

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

3 Section 1. That chapter 40-15 be amended by adding thereto a NEW SECTION to read as
4 follows:

5 The term, electronic auction, refers to computer-accessible auctions where livestock are
6 bought and sold through public auction. The Animal Industry Board shall regulate electronic
7 auctions. Any livestock auction agency licensed under this chapter may also be licensed to
8 operate electronic auctions of livestock for immediate slaughter if the application and licensure
9 procedures for the electronic auctions are in compliance with §§ 40-15-1 to 40-15-10, inclusive.
10 The provisions of §§ 40-15-11, 40-15-12, 40-15-14, 40-15-16, 40-15-21, 40-15-26 to 40-15-34,
11 inclusive, 40-15-35.1, 40-15-36, 40-15-38, and 40-15-39 also apply to electronic auction
12 agencies.

13 Section 2. Livestock sold by electronic auction not delivered directly from the farm of origin
14 to a United States Department of Agriculture or state inspected slaughter establishment may pass
15 only through a United States Department of Agriculture approved stockyard for all classes of

1 livestock.

2 Section 3. The board shall promulgate rules pursuant to chapter 1-26 to ensure:

3 (1) That livestock for immediate slaughter sold on a carcass basis are weighed on
4 livestock scales certified by the United States Packers and Stockyards Administration
5 for weighing livestock on a carcass basis;

6 (2) That livestock for immediate slaughter sold on a live basis are weighed on livestock
7 scales certified by the United States Packers and Stockyards Administration for
8 weighing such livestock; and

9 (3) That a fee is assessed for all livestock sold by electronic auction on a per head basis
10 in an amount equal to ten percent of the minimum inspection fees as provided for in
11 § 40-15-17.

1 **BILL HISTORY**

2 1/31/97 First read in Senate and referred to Taxation. S.J. 263

3 2/14/97 Scheduled for Committee hearing on this date.

4 2/14/97 Taxation Do Pass Amended, AYES 9, NAYS 0. S.J. 448

5 2/15/97 Scheduled for Committee hearing on this date.