State of South Dakota

NINETY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2018

400Z0335

HOUSE AGRICULTURE AND NATURAL RESOURCES

ENGROSSED NO. SB 29 - 3/1/2018

Introduced by: The Committee on Appropriations at the request of the Department of Agriculture

FOR AN ACT ENTITLED, An Act to increase the amount authorized for certain brand fees and to authorize a brand registration application fee and an expedited registration fee.

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

Section 1. That § 40-18-16 be amended to read:

40-18-16. The board may promulgate rules pursuant to chapter 1-26 to:

(1) Describe prohibited brand symbols for various types of livestock and identify locations on animals where a brand is permitted;

(2) Provide for the registration, transfer, and renewal of livestock brands;

(3) Establish a brand registration fee not to exceed ~~twenty-five~~ thirty-five dollars;

(4) Establish a brand renewal fee not to exceed ~~ten~~ fourteen dollars per year or a brand renewal fee not to exceed ~~fifty~~ seventy dollars for each five-year ownership period and a brand transfer fee not to exceed ~~twenty-five~~ thirty-five dollars;

(5) Establish an ownership inspection fee not to exceed one dollar for each head of livestock;

100 copies were printed on recycled paper by the South Dakota Legislative Research Council at a cost of $.167 per page.

Insertions into existing statutes are indicated by underscores.
Deletions from existing statutes are indicated by ~~overstrikes~~.

(6) Establish recordable livestock brands;

(7) Establish law enforcement, ownership inspection, and transportation requirements within or without the ownership inspection area;

(8) Establish a duplicate certificate fee not to exceed ~~five~~ ten dollars;

(9) Establish a mileage fee for inspectors not to exceed the rate set by the State Board of Finance;

(10) Establish an expedited registration fee not to exceed fifty dollars.

Section 2. That § 40-19-14 be amended to read:

40-19-14. During the first two years following the current brand ownership period, only the previous owner may apply for a brand canceled under § 40-19-13. If the brand is recordable, the previous owner may register the brand by paying the registration fee and a one hundred fifty dollar rerecord fee. If the brand was registered before cancellation, the brand is recordable and the previous owner may register the brand by paying the registration fee and a one hundred fifty dollar rerecord fee. ~~Moreover, during~~ During the two years following the current brand ownership period, it is not a violation of § 40-19-21:

(1) If the previous owner sells livestock bearing the canceled brand; or

(2) If the previous owner brands livestock with the canceled brand before becoming aware of the cancellation.