

South Dakota State Brand Board Agenda

December 19, 2024

11:00 a.m. MT

1444 Fountain Plaza Dr. Rapid City SD

Join Zoom Meeting

<https://state-sd.zoom.us/j/99020761748>

Meeting ID: 990 2076 1748

Audio only - Dial 1 669 900 9128

Call to Order

Adopt Agenda

Action Items:

- A. Minutes: Regular Meeting November 14, 2024
- B. Financial Report

Reports:

- A. Brand Enforcement
- B. Brand Inspections
- C. Director's Report

Open Comment

Request to Register Character Brand – Robb Nelson

Holds: SDCL 40-21-17 Ownership not established

Legislation for 2025

Schedule Next Board Meeting

Executive Session: SDCL 1-25-2 (1& 3) personnel and legal

Adjourn

This agenda is subject to change without prior notice.

Notice is further given that any individuals with disabilities who will require a reasonable accommodation to participate in the board meeting should submit a request to the SD Brand Board or 1-800-877-1113 (Telecommunication Relay Services for the Deaf). Please request the accommodations no later than **2 business days prior to the meeting** to ensure accommodations are available.

**South Dakota Brand Board
Meeting Minutes
November 14, 2024**

The South Dakota Brand Board met on November 14, 2024, in Rapid City, SD. Members present were Scott Vance, Lyle Spring, and Haven Stuck. Jake Longbrake arrived at 11:36 a.m. Brand Board staff and others present were Debbie Trapp, Robert Haivala, Bret Leigh Nance, Matt Clair, Amy Hatheway, Owen Olson, Adam Masters, Isaac Cadet, Cindy Longbrake, Raydelle Sperle, Doris Lauing, Mathew Bogue.

Pres. Vance called the meeting to order.

Motion by Stuck to adopt agenda, second by Spring. Motion carried.

Motion by Stuck to adopt the Rules Hearing Meeting Minutes for the hearing held October 3, 2024, second by Spring. Motion Carried.

Motion by Stuck to adopt the Regular Brand Board Meeting Minutes of the October 3, 2024 meeting, second by Spring. Motion carried.

Director Trapp presented financial information as of October 31, 2024. Fund Balance - Brand Fund \$1,287,967.03; Brand Inspection Fund \$189,633.01; Theft Prevention Fund - Ownership to be established - \$259,898.99, Unrestricted - \$73,286.90. Motion by Stuck to approve Financial Report as presented, second by Spring. Motion carried.

Investigator Masters presented the Brand Enforcement Report. Master introduced Investigators Owen Olson and Isaac Cadet. Road Checks - 16 separate road checks have been performed since June resulting in 84 stops - at various locations. Shipper violations have decreased from last year. Investigator Cadet reported he worked a shift at Tilford Port of Entry station and a sheriff's office has requested training. Attorney Haivala added that a Network of Prosecutors has been formed which meet monthly and he could present Brand Board concerns if needed. Investigator Olson advised his goal is to build relations with tribal authorities.

Director Trapp presented the Brand Inspection Report for October 2024: Livestock Markets - 59,231 head, Locker Plants 291 head, Locals - 61,608 head, Lifetime Horse Permits - 146 head, for a total of 121,276 head; Year to Date Lifetime Horse Permits are 951 as compared to the Total for Fiscal 2024 at 1,168 Lifetime Permits. Year to date inspection numbers rank 4th highest out of the past seven years.

Director Trapp gave the Director's report: Brand Renewal process is in full swing - 23,000 brand renewal notices have been mailed out with the remaining 5,000 to be mailed on 11/18/24; Processing brand renewal payments creates an extra work load for the staff - Brand renewal payments can also be made online; Brand Transfers tend to increase during brand renewal periods; Brand applications received July 1 - Oct 31, 2024 are 153 with 126 approved applications; Received several requests from producers who would like to leave the ownership

South Dakota Brand Board
Meeting Minutes
November 14, 2024

inspection area on a shippers permit to go to a veterinarian clinics, located outside the inspection area, for non-emergency services; Continuing to work on electronic local inspection forms; Pres Vance and myself meet with staff from Department of Agriculture and Natural Resources (DANR) and the Governor's office to discuss the need for legislation to generate additional revenue; Testified at the Interim Rules Committee Hearing on Administrative Rules changes regarding Lifetime Travel Permit Fee and updating statutes listed as Law Implemented on the rules – the Committee approved the rule change – Rules were submitted to the Secretary of State's office; Need to upgrade 2-3 computers as they are not compatible with Windows 11; Thank you to the Investigators for coordinating road check locations and for their service.

Open Comment: Longbrake stated he was asked why individuals need to get inspections on a horse that is branded with that individual's brand; Pres. Vance reported on the meeting with DANR which was to discuss increasing the maximum (CAP) on inspection fees and new service fee; Raydelle Sperle asked if a rules hearing would be needed to set the inspection fee if the CAP was increased - it was stated that a rules hearing is required to set the fee amount.

Annual Conflict of Interest Disclosure per SDCL 3-23: No conflict of interests was reported by board members.

The following holds, which have exceeded one year from the date of sale and ownership has not been established, were reviewed:

BB 574 Ft Pierre Livestock – Blk Cow - \$1,161.37; BB 598 Ft. Pierre Livestock – BWF Cow - \$614.09; BB 610 Martin Livestock – Unbranded Stray Horses - \$2,483.81; BB 620 Ft Pierre Livestock - Unbranded Stray Calf - \$1,016.59; BB 643 St Onge Livestock – Black Cows - \$1,829.93; BB 695 Ft Pierre Livestock – Blk Hfr Calf - \$358.62; BB 699 Mobridge Livestock – Sorrel Gelding - \$506.31; BB 708 Mobridge Livestock – Stud Horse - \$123.76; BB 709 Mobridge Livestock – Blk Hfr Calf - \$702.67. Motion by Spring to transfer funds from the holds reviewed to Unrestricted as ownership was not established, second by Stuck. Motion carried.

Discussed possible legislation – the “Cap” (maximum) would need to be increased before a rules hearing to increase the inspection fees could be held, new service fee for inspections - No action taken.

Motion by Spring to implement the new Lifetime Travel Permit fee of \$40.00 on January 1, 2025, second by Stuck. Motion carried.

Next Brand Board meeting is set for December 19, 2024, at 11:00 am MT in Rapid City, SD.

No action taken on salary policy for Lifetime Travel Permits.

Pres. Vance declared a 5-minute recess at 1:05 p.m.

South Dakota Brand Board
Meeting Minutes
November 14, 2024

Motion by Stuck to enter executive session pursuant to SDCL 1-25-2 (1 & 3) personnel and legal at 1:11 p.m., second by Longbrake. Motion carried. Came out at 2:29 p.m.

As no other business came before the board, Pres. Vance declared the meeting adjourned.

Scott Vance, President

Debbie Trapp, Executive Director

These minutes were filed for the record on _____

UNAPPROVED

South Dakota Brand Board

November 30, 2024

	Balance
Brand Fund	\$ 1,252,433.53
Inspection Fund	\$ 145,493.79
Theft Prevention Fund	
Ownership to be established	\$ 255,885.67
Unrestricted	\$ 73,286.90
TOTAL	<u>\$ 1,727,099.89</u>

Brand Fund

Monthly Revenue and Expense FY 25

	July	Aug	Sept	Oct	Nov	FY to Date
Rev	\$ 9,232	\$ 75,974	\$ 7,497	\$ 5,664	\$ 22,808	\$ 121,174
Exp	\$ 41,693	\$ 244,493	\$ 20,368	\$ 47,477	\$ 52,759	\$ 406,791
Net	\$ (32,462)	\$ (168,519)	\$ (12,871)	\$ (41,813)	\$ (29,951)	\$ (285,617)

(August Expense - Transferred \$200,000 to Brand Inspection Fund)

Monthly Revenue and Expense FY 24

	July	Aug	Sept	Oct	Nov	FY to Date
Rev	\$ 7,349	\$ 52,989	\$ 5,158	\$ 6,313	\$ 10,414	\$ 82,223
Exp	\$ 30,041	\$ 31,079	\$ 43,362	\$ 19,310	\$ 34,565	\$ 158,357
Net	\$ (22,692)	\$ 21,910	\$ (38,204)	\$ (12,997)	\$ (24,151)	\$ (76,134)

Brand Inspection Fund
Monthly Revenue and Expense FY 25

	July	Aug	Sept	Oct	Nov	FY to Date
Rev	\$ 91,046	\$ 77,284	\$ 89,205	\$ 62,517	\$ 478,662	\$ 798,714
Exp	\$ 158,271	\$ 233,397	\$ 92,505	\$ 181,966	\$ 344,247	\$ 1,010,385
Net	\$ (67,224)	\$ (156,113)	\$ (3,300)	\$ (119,449)	\$ 134,415	\$ (211,671)

Number Inspected	82,626	49,480	82,664	121,276	312,929	648,975
Expense / Head	\$1.92	\$4.72	\$1.12	\$1.50	\$1.10	\$1.56

Monthly Revenue and Expense FY 24

	July	Aug	Sept	Oct	Nov	FY to Date
Rev	\$ 93,776	\$ 60,219	\$ 77,147	\$ 109,872	\$ 233,534	\$ 574,548
Exp	\$ 145,902	\$ 181,280	\$ 219,466	\$ 87,799	\$ 206,114	\$ 840,561
Net	\$ (52,126)	\$ (121,061)	\$ (142,319)	\$ 22,073	\$ 27,420	\$ (266,013)

Number Inspected	78,546	54,971	66,368	99,888	242,217	541,990
Expense / Head	\$1.86	\$3.30	\$3.31	\$0.88	\$0.85	\$1.55

Theft Prevention Fund

Restricted - Amount Held for Others FY 25

	July	Aug	Sept	Oct	Nov	FY to Date
Received	\$ 15,079	\$ 1,457	\$ 2,019	\$ 6,345	\$ 111	\$ 25,011
Paid to Owner		\$ 4,999		\$ 7,495	\$ 4,124	\$ 16,619
Ownership not Established						
Net	\$ 15,079	\$ (3,542)	\$ 2,019	\$ (1,151)	\$ (4,013)	\$ 8,392

Unrestricted FY 25

	July	Aug	Sept	Oct	Nov	FY to Date
Unrestricted Proceeds*	\$ -	\$ 16,681				\$ 16,681
Expenses	\$ 176	\$ -	\$ -	\$ -		\$ 176
Operating Transfer Out	\$ 50,000					\$ 50,000
Net	\$ (50,176)	\$ 16,681	\$ -	\$ -	\$ -	\$ (33,496)

* Unrestricted Proceeds = holds that ownership was not established + Interest earned

SD BRAND INSPECTION REPORT
Current and Previous Fiscal Year
December 10, 2024

FY2025

MONTH	LIVESTOCK MARKETS	LOCKERS	LOCAL INSPECTIONS	HORSE LIFETIME PERMITS	TOTAL INSPECTED	HOLDS
July - 24	52,374	648	29,320	284	82,626	1,301
August - 24	24,844	375	23,952	309	49,480	94
September - 24	40,497	200	41,755	212	82,664	167
October - 24	59,231	291	61,608	146	121,276	402
November - 24	227,786	311	84,744	88	312,929	750
December - 24					-	
January - 25					-	
February - 25					-	
March - 25					-	
April - 25					-	
May - 25					-	
June - 25					-	
TOTALS	404,732	1,825	241,379	1,039	648,975	2,714

FY2024

MONTH	LIVESTOCK MARKETS	LOCKERS	LOCAL INSPECTIONS	HORSE LIFETIME PERMITS	TOTAL INSPECTED	HOLDS
July - 23	52,233	1,118	24,993	202	78,546	2,652
August - 23	18,450	468	35,895	158	54,971	1,423
September - 23	35,189	394	30,694	91	66,368	113
October - 23	58,723	231	40,853	81	99,888	445
November - 23	204,392	375	37,361	89	242,217	488
December - 23	221,283	328	73,648	39	295,298	1,063
January - 24	86,354	537	79,199	58	166,148	1,270
February - 24	83,208	544	73,153	96	157,001	797
March - 24	92,609	416	47,467	68	140,560	2,610
April - 24	64,638	403	30,174	66	95,281	3,466
May - 24	51,239	450	33,996	51	85,736	2,045
June - 24	45,733	208	44,989	169	91,099	1,688
TOTALS	1,014,051	5,472	552,422	1,168	1,573,113	18,060

**SD Brand Inspection Report
Inspection History and Averages
December 10, 2024**

Year to Date Comparison

	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	Average
JULY	83,583	93,628	75,331	94,457	99,088	78,546	82,626	86,751
AUGUST	47,231	48,247	52,620	76,117	40,359	54,971	49,480	52,718
SEPTEMBER	60,114	60,610	84,866	97,974	73,970	66,368	82,664	75,224
OCTOBER	121,295	141,646	143,327	134,789	111,860	99,888	121,276	124,869
NOVEMBER	338,570	289,587	250,789	338,154	271,593	242,217	312,929	291,977
DECEMBER								
JANUARY								
FEBRUARY								
MARCH								
APRIL								
MAY								
JUNE								
Total	650,793	633,718	606,933	741,491	596,870	541,990	648,975	631,539

lshh



___ lhc ___ rhc ___ lhh ___ rhh
___ lrc ___ rrc ___ lshh ___ rshh
___ lshc ___ rshc ___ ljh ___ rjh

No. 1381
Julius Jovin, Sturgis.



Left shoulder horns

No. 1382
J. St. Collins, Oelton, Ia.



Left side

No. 1383
A. Bonnier, East Pierre.



Left side
left shoulder horns

No. 1384
A. W. Smith, Wilmont.



Right side
left shoulder horns

No. 1385
Harry Smith, Buffalo Gap.



Left thigh horns

No. 1386
W. W. Lester, Fort Pierre.



Left shoulder horns

No. 1387
August Scholten, Selma.



Right side
right shoulder horns

No. 1388
W. W. Lester, Fort Pierre.



Left hip
left shoulder horns

*

Brand Board Meeting 12/19/2024

The Holds listed below have exceeded one year from sale date with no ownership established.

Hold #	Livestock Market	Type of Livestock	Number of Head	Amount	Status
BB 602	Ft Pierre Livestock	Older Black Cow	1	\$883.51	Shipperd has not made any effort to clear. Brand is not registered in SD, WY, MT or ND.
BB 605	Belle Fourche Livestock	Calf	1	\$790.24	Shipper not claiming. Brand not registered in SD or WY
BB 653	Ft Pierre Livestock	Steer	1	\$1,087.20	Shipper believed he had ownership paperwork but no proof of owership has been received. Brand registered in ND - spoke with brand owner - he does not run black hided calves.
BB 743	Mobridge Livestock	Red Cow	1	\$764.94	Shipper has not provided any proof of ownership. Brand not registered in SD, MT, ND, WY