

South Dakota Brand Board  
Meeting Minutes  
September 20, 2017

The South Dakota Brand Board met on September 20, 2017. Members present were Scott Vance, Bart Blum, Lyla Hutchison, and Myron Williams. Wanda Blair was absent. Debbie Trapp, Dan Bothwell, Robert Haivala, Bob Mercer, Bryan Gortmaker, Brett Spencer, Jodi Bechard, Shorty Zilverberg, and Shad Stromer were also present.

Vice Pres. Vance called the meeting to order.

Motion by Williams to adopt the agenda, second by Blum. Motion carried.

Motion by Blum, to approve minutes of the June 21, 2017 and August 16, 2017 Meetings, second by Hutchison. Motion carried.

Trapp presented financial information for period ending August 31, 2017. Fund Balance - Brand Fund \$705,944.88; Brand Inspection Fund \$661,774.50 Theft and Prevention Fund \$166,759.27. Motion by Williams to approve Financial Report as of August 31, 2017, second by Hutchison. Motion carried.

DCI Central Zone Supervisor Brett Spencer introduced himself to the Brand Board and gave the DCI Report: The records management system used by the livestock investigators has been modified to improve tracking cases, reports, and violations received; He has reached out to the Sheriffs' Association and provided them with a form to complete and submit to the Brand Board and DCI when Sheriffs receive reports of missing livestock; Spencer stated the DCI is an assist agency and cases should come from the sheriffs. Zilverberg stated they have assisted in new sheriffs training in the past. DCI Director Gortmaker stated attending the meeting with several Sheriffs, members of the Stockgrowers Association and Brand Board was educational.

Bothwell presented the Brand Inspection Report: August 2017 - Livestock Markets – 36,614 head; Locker Plants 266 head, Locals – 38,286 head, Lifetime Horse Permits – 127 head, for a total of 75,293 head. Total inspections year to date is 184,080 head. Since FY 12 to current, the number of head inspected in July and August 2017 is the highest this year as compared to the same time frame. In FY 17, the brand inspectors recovered 216 strays. Four brand inspector trainings have been scheduled.

Director's Report: Bothwell and myself attended the International Livestock Identification Conference in July; Testified at the Government Operations and Audit Committee meeting in August as the committee had requested a breakdown of reimbursements paid to the DCI by the Brand Board for the livestock investigators; Attended a meeting with the Stockgrowers Association, DCI and Sheriffs regarding livestock theft and laws. Bothwell and I will attend the SD Stockgrowers convention on Thursday, Sept. 21, 2017.

The Board reviewed feed reimbursement request from Kim Ulmer. Mr. Ulmer hauled a cow to Mobridge Livestock for the owner. As the owner of the cow was known, the cow was not considered an estray. Motion by Blum to pay \$20.00 to Mr. Ulmer for mileage to Mobridge

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Livestock, second by Hutchison. Blum – Yes, Lyla – Yes, Williams – Yes, Vance – No.  
Motion carried.

Hold Hearing BB #370 - Winner Livestock – 52 cows/ 56 calves/ 4 bulls: Director Trapp informed the Board correspondence had been received from attorneys representing both parties regarding ownership/brand registration dispute and a settlement has been reached. A stipulation will be finalized shortly and submitted to the Brand Board. Motion by Blum, to continue Hold and authorize the Director to release funds per signed stipulation, second by Hutchison. Motion carried.

Hold Hearing BB #253 - Philip Livestock – 4 calves: Motion by Hutchison to pay Larry and Scott Eisenbraun \$398.34 for one calf per DNA results and to escheat balance of \$1,195.00 from Amount Held for Others to Unrestricted in the Theft and Prevention Fund, second by Williams. Motion carried.

Hold Hearing BB #310 - Gordon Livestock – Sorrel gelding: As no owner came forward to prove ownership of one sorrel gelding, motion by Williams to escheat \$261.23 from Amount Held for Others to Unrestricted in the Theft and Prevention Fund, second by Hutchison. Motion carried.

Hold Hearing BB #297 - St. Onge Livestock – Red cow: As no owner came forward to prove ownership of one red cow, motion by Hutchison to escheat \$1,046.43 from Amount Held for Others to Unrestricted in the Theft and Prevention Fund, second by Blum. Motion carried.

Board discussed Fund Balance projections for FY18 and FY 19 and fees per SDCL 40-18-16 and 40-19-14. Motion by Hutchison to draft legislation on fees as follows:  
Brand Registration Fee – not to exceed fifty dollars; Brand Renewal Fee- not to exceed twenty dollars per year or a brand renewal fee not to exceed one hundred dollars for each five-year ownership period and a Brand Transfer fee not to exceed fifty dollars; Duplicate Certificate Fee not to exceed twenty dollars; Establish a Brand Registration Application fee not to exceed fifty dollars; and Establish a Expedite Fee not to exceed fifty dollars.

Open comments: None.

Next Brand Board meeting date is scheduled for December 6, 2017 at 1:00 p.m. CST.

Motion by Hutchison to enter into executive session pursuant to SDCL 1-25-2 (1 & 3) personnel and legal at 3:45 p.m., second by Blum. Motion carried. The meeting came out of executive session at 4:16 p.m.

Motion by Williams to adjourn the meeting, second by Blum. Motion carried.

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Scott Vance, Vice President

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Debbie Trapp, Executive Director

These minutes were filed for the record on \_\_\_\_\_.

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