



## 2022 South Dakota Legislature

# House Bill 1096

Introduced by: **Representative** Overweg

1 **An Act to revise provisions regarding livestock identification.**

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

3 **Section 1.** That § 40-3-27 be AMENDED.

4 **40-3-27. Programs for identification of animals and premises involved in**  
 5 **animal movements--Records--Purpose.**

6 The Animal Industry Board may develop and implement specific programs for the  
 7 identification of animals and premises involved in animal movements. Any program  
 8 implemented pursuant to §§ 40-3-27 to 40-3-29, inclusive, ~~shall~~ must provide for  
 9 confidentiality of identification records other than those records requested by law  
 10 enforcement officers of the state and those records used for mandatory disease control or  
 11 eradication efforts. A livestock owner may choose to identify animals using any methods  
 12 set forth in 9 C.F.R. part 86, as adopted on January 9, 2013, as well as any additional  
 13 methods that are later approved by the South Dakota Animal Industry Board pursuant to  
 14 this section. The state may not expend any money for the enforcement of mandatory  
 15 electronic identification tags for the purposes of livestock identification.

16 Any identification program implemented pursuant to §§ 40-3-27 to 40-3-29, inclusive,  
 17 shall be for the sole purpose of maintaining animal health and ensuring the safety of the  
 18 food supply.