



## 2026 South Dakota Legislature

# House Bill 1100

Introduced by: **Representative Ismay**

1 **An Act to revise provisions relating to the use of the livestock disease emergency**  
 2 **fund.**

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

4 **Section 1. That § 40-15-37 be AMENDED:**

5 **40-15-37.** The license and renewal fees and the inspection fees shall be paid by  
 6 the livestock auction agency to the Animal Industry Board and by it remitted to the state  
 7 treasurer within thirty days after receipt. The state treasurer shall issue a receipt for the  
 8 same to the Animal Industry Board.

9 The state treasurer shall credit ten percent of the amount received to a fund to be  
 10 known as the livestock disease emergency fund and shall distribute and apply such fund  
 11 as provided by ~~law~~ § 40-15-38.

12 The remaining ninety percent of the amount received shall be credited to a fund to  
 13 be known as the livestock auction market inspectors fund, all of which shall be distributed  
 14 and applied by the Animal Industry Board as compensation to the livestock auction market  
 15 inspectors on a monthly basis. Expenditures from the livestock auction market inspectors  
 16 fund must be appropriated in the general appropriation bill.

17 **Section 2. That § 40-15-38 be AMENDED:**

18 **40-15-38.** ~~The Animal Industry Board shall deposit all funds collected by it to the~~  
 19 ~~credit of a fund to be known as the livestock disease emergency fund in the Office of the~~  
 20 ~~State Treasurer as provided by § 40-15-37. The livestock disease emergency fund shall~~  
 21 ~~be~~ is available for use to the Animal Industry Board only pursuant to a determination of  
 22 the Governor that an emergency exists and an order from the Governor authorizing the  
 23 use of ~~said funds~~ the moneys for the eradication and control of virulent diseases among  
 24 livestock;

25 (1) Livestock; and

1        (2) Poultry.

2                Expenditures from the livestock disease emergency fund must be appropriated in  
3        the general appropriation bill.

4        **Section 3. That § 13-49-20.6 be REPEALED.**

5                ~~Notwithstanding the provisions of § 40-15-38, the Governor may utilize all funds~~  
6        ~~in excess of two hundred thousand dollars in the livestock disease emergency fund to~~  
7        ~~provide for reserved veterinary slots or grants in out-of-state schools as authorized in this~~  
8        ~~chapter.~~