Annual Report to Senate and House Committees 2015 Legislature

Agricultural and Natural Resources Committee
Government Operations and Audit Committee

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By

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SD Brand Board

Brand Board Legislative Report for Calendar Year 2014

This report is compiled to meet the requirements for SDCL 40-18-18. The South Dakota Brand Board operates on funds generated from the brand registration program and brand inspection program. The Brand Board does not receive general fund appropriations. The livestock inspection area in South Dakota is west of the Missouri River. Any livestock leaving this inspection area must have a livestock inspection prior to leaving. The registration and use of brands apply state wide.

Livestock Inspections and Fees Collected

In CY2014, a total of 1,503,607 head of livestock were inspected. A breakdown of the inspections is as follows: Livestock Markets - 994,144 head, Local Inspections – 505,084 head, Locker Plants – 4,379 head. This compares with CY2013 inspections of 1,574,269 head. The CY2013 inspections were the following: Livestock Markets - 1,079,799 head, Local Inspections - 490,098 head, Locker Plants - 4,372 head. Some of the decrease in the number of livestock inspected in CY2014 is a result of producers rebuilding their herds due to the October 2013 storm, Atlas, which killed several thousand head of livestock in western South Dakota. The number of holds decreased in 2014 to 24,807 compared with 29,299 holds in 2013. Twenty-four holds were submitted to the Brand Board office following the 60-day period in which the inspectors work to clear the holds. Table 1 shows the inspections by month for each category. Table 2, which lists CY2013 information, is included for comparison purposes. Some of the reported numbers are subject to change as data may be received in the brand office after the completion of this report.

Table 1. SD Brand Board Livestock Inspections and Holds by Month for CY 2014.

CY 2014 Month	Livestock Markets	Locker Plants	Local Inspections	Total # Inspected	Holds
January	81,367	408	39,472	121,247	1,027
February	119,388	488	24,103	143,979	2,714
March	86,670	412	25,301	112,383	2,680
April	56,487	386	28,612	85,485	1,501
May	50,301	443	45,469	96,213	1,789
June	42,046	377	35,289	77,712	3,218
July	36,151	357	24,046	60,554	3,314
August	18,604	262	16,021	34,887	418
September	29,219	328	26,445	55,992	364
October	57,217	283	84,639	142,139	1,734
November	243,897	369	82,417	326,683	2,486
December	172,797	266	73,270	246,333	3,562
Total	994,144	4,379	505,084	1,503,607	24,807

Table 2. SD Brand Board Livestock Inspections and Holds by Month for CY 2013.

CY 2013 Month	Livestock Markets	Locker Plants	Local Inspections	Total # Inspected	Holds
January	86,265	480	40,784	127,529	2,321
February	109,666	496	22,729	132,891	2,261
March	82,502	352	22,714	105,568	1,505
April	85,359	482	26,263	112,104	2,414
May	56,796	404	48,714	105,914	1,808
June	95,074	289	35,568	130,931	3,398
July	49,696	226	30,340	80,262	4,079
August	19,497	259	14,213	33,969	2,286
September	31,460	435	31,008	62,903	742
October	52,459	296	65,725	118,480	2,103
November	206,027	385	93,130	299,542	2,135
December	204,998	268	58,910	264,176	4,247
Total	1,079,799	4,372	490,098	1,574,269	29,299

Table 3 shows the total number of inspections per month for 2010 through 2014 and an average inspection for each month for CY2010 – CY2014.

Table 3. Total Livestock Inspected Per Month and Monthly Average for Inspections in years 2010-2014.

Month	2010	2011	2012	2013	2014	Average
January	106,442	118,129	116,233	127,529	121,247	117,916
February	130,964	127,925	134,261	132,891	143,979	134,004
March	119,979	108,540	104,140	105,568	112,383	110,122
April	93,803	86,006	104,219	112,104	85,485	96,323
May	109,035	97,648	102,018	105,914	96,213	102,166
June	71,734	64,023	75,350	130,931	77,712	83,950
July	59,910	51,748	77,080	80,262	60,554	65,911
August	44,348	52,657	69,997	33,969	34,887	47,172
September	115,306	76,044	107,690	62,903	55,992	83,587
October	156,682	168,772	193,143	118,480	142,139	155,843
November	296,827	340,172	403,624	299,542	326,683	333,370
December	226,260	245,356	234,511	264,176	246,333	243,327
Total	1,531,290	1,537,020	1,722,266	1,574,269	1,503,607	131,141

Monthly inspection receipts for livestock markets and local inspections are shown in Table 4. Fees collected for locker plants and feedlot inspections, which are not provided on a local inspection, are included in the livestock market totals. The brand inspection fee was $.90 per head from September 1, 2012 to June 30, 2013. Effective July 1, 2013, the brand inspection fee changed to a $1.00 per head. The inspection receipts listed below do not include the mileage fees collected for local inspections. The CY2013 fees are included for comparison purposes.

Table 4. Inspection Receipts Deposited for Calendar Years 2013 and 2014.

Month	2013 Market Inspections	2013 Local Brand Insp	2013 Brand Insp Total	2014 Market Inspections	2014 Local Brand Insp	2014 Brand Insp Total
Jan	$100,962	$53,388	$154,350	$72,848	$41,972	$114,820
Feb	$98,578	$24,537	$123,115	$98,832	$17,053	$115,885
Mar	$74,396	$21,328	$95,724	$113,549	$37,559	$151,108
Apr	$66,072	$23,173	$89,245	$57,038	$32,196	$89,234
May	$43,828	$21,179	$65,007	$50,299	$31,342	$81,641
Jun	$97,905	$56,335	$154,240	$42,185	$50,851	$93,036
July	$50,391	$29,704	$80,095	$32,574	$20,138	$52,712
Aug	$19,688	$17,618	$37,306	$17,181	$19,763	$36,944
Sept	$29,936	$27,430	$57,366	$25,803	$24,737	$50,540
Oct	$54,781	$52,898	$107,679	$53,692	$81,554	$135,246
Nov	$156,319	$97,925	$254,244	$212,945	$77,174	$290,119
Dec	$264,232	$70,780	$335,012	$201,432	$89,140	$290,572
	$1,057,089	$496,295	$1,553,384	$978,378	$523,479	$1,501,857

Missing or Stolen Livestock

The number and type of livestock, which were reported missing or stolen in CY2014, are listed in Tables 5 and 6. When missing or stolen livestock are recovered either by investigators or law enforcement officials, the recovery is recorded. In most cases, if livestock are recovered by the owner, the recovery is not reported to the Brand Board. As a service to livestock producers, the *Tri-State Livestock News, Cattle Business Weekly, and The Aberdeen News Farm Forum Green Sheet* publish the Livestock Missing or Stolen Report at no cost to the Brand Board.

Table 5. Number and Type of Livestock Reported Strayed or Stolen in 2014.

Month	Cows	Calves	Yearlings	Bulls	Horses	Sheep	Buffalo
Jan	2	3	4	1	0	0	0
Feb	0	12	2	0	0	0	0
Mar/Apr	3	4	0	1	12	0	0
May	1	0	0	3	0	0	1
June	26	23	4	0	2	0	0
July	0	0	0	0	0	0	0
Aug	40	42	0	6	0	0	0
Sept	7	13	6	0	0	1406	0
Oct	9	36	1	0	0	0	0
Nov	33	36	7	1	0	0	0
Dec	6	11	23	0	0	0	0
Total	**127**	**180**	**47**	**12**	**14**	**1406**	**1**

Table 6. Number and Type of Livestock Reported Strayed or Stolen in 2013.

Month	Cows	Calves	Yearlings	Bulls	Horses	Sheep
Jan	27	11	2	0	0	0
Feb	11	0	3	1	0	0
Mar/Apr	11	12	9	2	12	0
May	4	0	14	0	5	0
June	69	19	11	0	78	0
July	0	3	11	0	2	0
Aug	10	14	0	1	0	0
Sep	18	23	1	3	1	0
Oct	189	191	0	0	0	0
Nov	65	110	0	2	0	0
Dec	31	35	3	6	3	0
Total	**435**	**418**	**54**	**15**	**101**	**0**

Recovered Strays

Strays are also recovered by brand inspectors either performing a local inspection or while inspecting livestock at a livestock market. Table 7 shows the number and type of livestock recovered by inspections completed from 2010 thru 2014.

Table 7. Number and Type of Livestock Recovered by Brand Inspection, 2010 thru 2014.

Year	Cow	Heifer	Calf	Steer	Bull	Horse	Total
2010	92	64	51	101	16	3	327
2011	90	85	80	31	18	5	194
2012	41	134	64	96	23	3	361
2013	178	91	172	87	10	2	540
2014	87	85	62	48	16	0	298

Brand Board Holds

The number of holds implemented at the livestock markets, feedlots, locker plants and in local inspections are included in Tables 1-2. The number of holds submitted to the Brand Board office, following the 60 day period, is shown in Table 8. The brand inspectors are doing an outstanding job in clearing holds so they are not sent to the brand office. This is a result of a close working relationship between the chief brand inspector, inspectors, investigation staff, office staff, and brand offices from surrounding states. A detailed listing of Holds Pending, Paid, and escheated to the Theft and Prevention Fund is included in the Appendix of this report.

Table 8. Number and Type of Livestock Holds Received, Paid to Livestock Owners and Transferred to Theft & Prevention Fund by Board Action in 2013 and 2014

	Holds	Cow	Heifer	Calf	Steer	Bull	Horse	Amount
Holds Received **CY2014**	24	14	3	7	4	3	21	$31,648
Paid to Livestock Owner	24	17	4	0	0	2	4	$23,031
To T&P* by Board Action	10	3	2	0	2	2	2	$8,009
Holds Received **CY2013**	43	29	4	3	3	2	15	$35,874
Paid to Livestock Owner	21	12	5	0	0	0	11	$15,523
To T&P* by Board Action	14	8	1	1	2	1	1	$10,766

*Theft and Prevention Fund

Livestock Investigations

Livestock investigators are under the authority of the Attorney General's Office and supervised by the Division of Criminal Investigation. Currently there are two DCI livestock investigators. The Brand Board reimburses the AG's office for a majority of the expenses incurred by the investigators. Table 9 lists investigation information for 2013 and 2014.

Table 9. Number of Investigations Conducted and Disposition, 2013 & 2014.

Item	2013	2014
Cases	17	30
Cases Closed	17	10
Cases Open/Under Investigation	14	30
Convictions	3	6
Arrests	3	7
Cases pending-turned over to State's Attorneys	8	22
Outstanding Warrant	1	0
Road Checks	10	2
Information Reports	24	15

Other Information

The Brand Board office is also responsible for brand registration, transfers, and brand renewals. Table 10 shows the brand activity for 2012, 2013, and 2014. Brands are renewed every five years. If a brand owner does not renew their brand by May 1st of the renewal year, the brand owner has two years to re-record their brand before it is cancelled. The last renewal year was 2010 with the re-record period ending May 1, 2012. Therefore, 2013 and 2014 did not reflect any re-records. The Brand Board has printed the four supplements to the 2010 brand book. The brand book is online and can be found on the Brand Board's website www.sdbrandboard.com.

Any brands cancelled after the 2012 re-record period were available to the public after May 1, 2012. The next renewal period is January 1 - May 1, 2015. Any brands cancelled after the next re-record period will be available to the pubic after May 1, 2017. Applications for these brands must also go through the conflict check process.

Table 10. Brand Registration Activity.

	2012	2013	2014
Re-Recorded Brands	51	N/A	N/A
New Brands	429	269	415
Transferred Brands	549	556	624
Applications Received	861	850	928
Brand Books Sold	47	26	20

Appendix

South Dakota Brand Board

Disposition Detail of Brand Board Holds

Calendar Year 2014

Brand Board Holds

	PENDING	Number of Livestock									
Date Rec	Hold Number	Cow	Heifer	Calf	Steer	Bull	Horse	Amt Held	Market	Date Sold	Description / Area
1/7/14	BB235				1			$1,219.83	Mobridge L/S	12/19/13	1 Black Steer / Isabel, SD
2/4/14	BB236				2			$2,266.72	Faith L/S	1/13/14	1 BWF Steer & 1 Black Steer / Howes, SD
3/4/14	BB239			2				$1,539.23	Presho L/S	12/12/13	2 No Brand Calves / Ft Pierre, SD
3/4/14	BB240	1						$1,042.63	Presho L/S	12/19/13	1 Black Cow / Presho, SD
3/19/14	BB242					1		$757.23	Faith L/S	10/29/13	1 Black Bull / Bowman, ND
4/16/14	BB244		1					$416.37	Martin L/S	1/6/14	1 Black Heifer / Martin, SD
5/8/14	BB246	1						$975.09	Philip L/S	11/26/13	1 Black Cow / Fairburn, SD
6/4/14	BB248						6	$130.23	Gordon L/S	5/27/14	6 Horses /
7/7/14	BB250	1						$1,089.10	Gordon L/S	6/24/14	1 Black Cow / Porcupine, SD
8/18/14	BB252						13	$2,156.40	Gordon L/S	7/14/14	13 Mixed Horses / Wounded Knee, SD
8/5/14	BB253			4				$1,593.34	Philip L/S	4/22/14	4 Black Baby Calves / Elm Springs, SD
8/5/14	BB254	2		1				$2,846.26	Philip L/S	5/20/14	1 Pair and 1 Dry Cow / White River, SD
8/5/14	BB255				1			$1,209.31	Presho L/S	6/19/14	1 Black Steer / Reliance, SD
8/18/14	BB257						2	$818.28	Gordon L/S	5/27/14	2 Paint Geldings / Batesland, SD
9/5/14	BB258	1						$1,195.87	Hub City L/S	9/2/14	1 Red Cow / ND
9/19/14	BB259	3						$1,624.49	Hand Co	2012	3 Cows / Huron, SD
CY 2014 HOLDS PENDING		**9**	**1**	**7**	**4**	**1**	**21**	**$20,880.38**			

Brand Board Holds

	PAID	Number of Livestock								
Date Rec	Hold Number	Cow	Heifer	Calf	Steer	Bull	Horse	Amt Held	Date Paid	Paid to
8/23/13	BB226	1						$822.23	1/7/14	Eric Holter
8/3/12	BB182						3	$481.77	1/30/14	Steven Anderson
8/3/12	BB182							$780.88	1/30/14	Richard Burd & Farm Bank
5/21/13	BB209		1					$435.29	2/7/14	Douglas Edward Frein
7/2/13	BB219	1						$735.93	2/18/14	Ronald Horstman
3/13/13	BB200	1						$659.32	2/18/14	Jim Schoenhard
3/21/13	BB201	1						$941.49	2/18/14	Jim Schoenhard
10/5/13	BB230						1	$199.00	2/25/14	Max Dougherty AKA Michael Dougherty
2/3/14	BB237	1						$875.95	3/28/14	Jason Franke
3/14/14	BB241					1		$1,160.81	4/7/14	Brad Bunker
2/25/14	BB238	1						$873.45	6/13/14	Levi / Lindsy Conry
10/18/13	BB228					1		$967.19	6/13/14	Todd Tamplin
4/16/14	BB243	1						$713.87	6/13/14	Brian Chandler
7/2/13	BB220	1						$882.47	6/18/14	Todd Assman
7/23/13	BB222	1						$1,087.62	6/18/14	Gene Johnson & Wells Fargo Bank
11/5/13	BB231		1					$902.27	7/7/14	Una Nelson (Yellow Bull)
5/8/14	BB247	1						$1,787.22	7/7/14	Russel Larson
8/6/13	BB223	2						$2,005.27	7/31/14	Michael Assman
7/1/14	BB249	1						$1,136.79	8/19/14	Chuck Steffan
6/18/13	BB214	1						$872.21	9/3/14	S Ranch LLC & Stockman Bank
8/5/14	BB256		2					$2,930.84	9/3/14	Kurt Barker
12/2/13	BB232	1						$201.49	9/16/14	Roger Fiala
3/7/13	BB197	1						$785.72	10/8/14	Steve Brown & First National Bank
6/19/13	BB215	1						$791.74	12/15/14	Curtis Temple
CY 2014 HOLDS PAID		**17**	**4**	**0**	**0**	**2**	**4**	**$23,030.82**		

Brand Board Holds

	HOLD HEARING									
Date Rec	Hold Number	Cow	Heifer	Calf	Steer	Bull	Horse		Date Paid	Paid to
2/1/13	BB192		1					$946.13	1/28/14	Hold hearing-T&Pre Fund-Estray - no ownership established
3/1/13	BB194	1						$376.89	1/28/14	Hold hearing-T&Pre Fund-Estray - no ownership established
3/1/13	BB193	1						$829.22	3/19/14	Hold hearing-T&Pre Fund-Estray - no ownership established
6/18/13	BB213						2	$719.40	3/19/14	Hold hearing-T&Pre Fund-Estray - no ownership established
6/27/13	BB217		1					$674.94	3/19/14	Hold hearing-T&Pre Fund-Estray - no ownership established
4/11/13	BB205					1		$1,195.56	6/11/14	Hold hearing-T&Pre Fund-Estray - no ownership established
5/21/13	BB208				1			$428.36	6/11/14	Hold hearing-T&Pre Fund-Estray - no ownership established
6/11/13	BB211	1						$656.06	9/24/14	Hold hearing - T&P Fund - Estray - No Ownership Established
7/1/13	BB218				1			$894.15	9/24/14	Hold hearing - T&P Fund - Estray - No Ownership Established
4/16/14	BB245					1		$1,288.67	9/24/14	Hold hearing - T&P Fund - Estray - No Ownership Established
CY 2014 Hold Hearing		**3**	**2**	**0**	**2**	**2**	**2**	**$8,009.38**		