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States' Animal Identification Statutes

State of South Dakota

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States' Animal Identification Statutes

STATE OF SOUTH DAKOTA

S.D. Codified Laws §§ 40-3-27 to 40-3-27
S.D. Codified Laws § 39-24-9

Current through the end of the 2010 Regular Session and Supreme Court Rule 10-03

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

The Animal Industry Board may develop and implement specific programs for the identification of animals and premises involved in animal movements. Any program implemented pursuant to §§ 40-3-27 to 40-3-29, inclusive, shall provide for confidentiality of identification records other than those records requested by law enforcement officers of the state and those records used for mandatory disease control or eradication efforts.

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

40-3-28. Development of identification program conflicting with or superceding state brand laws prohibited

The Animal Industry Board may not develop and implement any identification program that conflicts with or supercedes any provision of the state brand laws.

40-3-29. Promulgation of rules for implementation of identification programs

The Animal Industry Board shall promulgate rules pursuant to chapter 1-26 for the implementation of identification programs concerning:

- (1) Descriptions of the systems used to implement identification programs;
- (2) Methods and procedures to foster cooperation with industry, other states, and the federal government in implementing identification programs;
- (3) Definitions to be used in identification programs;
- (4) Types of identification approved in identification programs;
- (5) Methods for tracking movements of animals included in identification programs;
- (6) Penalties for intentional removal of official identification devices from animals within the state or from animals imported into the state;
- (7) Confidentiality of identification records other than those used for mandatory disease control and eradication programs;

- (8) Types and species of animals included in identification programs; and
- (9) Criteria for defining programs as voluntary or mandatory.

Chapter 39-24. South Dakota Certified Beef Program
39-24-5. Confidential information--Exception

Any data or financial information made or received by the secretary of agriculture pursuant to this chapter is not public record and is exempt from the provisions of § 1-27-1. However, the secretary may provide information gathered pursuant to this chapter to any government agency if the information is needed for a government sponsored animal identification tracking program or for any public health or safety reason.