

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1369-01
Bill No.: HB 666
Subject: Agriculture and Animals; Agriculture Dept.; Property, Real and Personal
Type: Original
Date: March 23, 2005

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Agriculture** assumes the proposal addresses penalties applied for the release of a pathogen or disease in or near an animal facility and authorizes the Department of Agriculture to initiate a civil action in the circuit court of the county in which the violation occurred. The Department of Agriculture assumes there would be unknown legal cost and personnel time involved in the investigation of any alleged violation.

Oversight assumes this would be accomplished during the normal budgetary process. Therefore, Oversight assumes the initial administrative impact of this proposal is \$0.

Officials from the **Department of Natural Resources** and **Department of Public Safety** assume no fiscal impact to their agency.

Officials from the **Department of Health and Senior Services (DHSS)** assume this proposal is not expected to fiscally impact the operations of DHSS. DHSS assumes that existing staff can perform any investigations that might be necessary. If a fiscal impact were to result, funds to support the program would be sought through the appropriations process.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This bill prohibits persons from certain acts as they relate to animal facilities. Those acts include:

- (1) Obtaining employment through false pretenses for the purpose of performing acts not authorized by the animal facility;
- (2) Entering an animal facility with the intent to damage, duplicate, or obtain unauthorized possession of records, images, equipment, or animals;
- (3) Obtaining images by trespassing for the purpose of damaging or destroying records, animals, equipment, or animal facilities;
- (4) Obtaining images without the express written consent of the facility from a location within the facility that is not legally accessible to the public; and
- (5) Intentionally releasing in an animal facility any pathogen or disease that has the potential to cause disease in any animal or threaten human health or biosecurity.

Persons committing these acts are guilty of a felony with the felony class determined by the dollar loss resulting from the unlawful act.

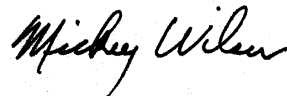
DESCRIPTION (continued)

The Director of the Department of Agriculture is authorized to initiate a civil action in the circuit court of the county in which the violation occurred.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Agriculture
Department of Natural Resources
Department of Health and Senior Services
Department of Public Safety

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA
Director
March 23, 2005