

February 4, 2013

The Honorable Garrett Love, Chairperson
Senate Committee on Agriculture
Statehouse, Room 237-E
Topeka, Kansas 66612

Dear Senator Love:

SUBJECT: Fiscal Note for SB 57 by Senate Committee on Agriculture

In accordance with KSA 75-3715a, the following fiscal note concerning SB 57 is respectfully submitted to your committee.

SB 57 would amend current law regarding programs within the Division of Animal Health of the Kansas Department of Agriculture. Changes in the bill include:

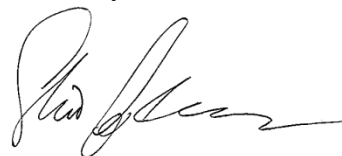
1. Establish rules and licensing procedures for the operation of animal rescue networks.
2. Allow the Animal Health Commissioner to inspect any premises where domestic deer are raised and impose civil fines for violations of the statutes. The Animal Health Commissioner would be required to promulgate rules and regulations, and the Department of Agriculture could request enforcement assistance from the Kansas Department of Wildlife and Parks.
3. Require that all tests for chronic wasting disease be conducted in a method approved by the Animal Plant Health Inspection Service of the United States Department of Agriculture (USDA) and be reported to the Animal Health Commissioner.
4. Increase the number of members of the Kansas Pet Animal Advisory Board and amend rules and responsibilities of the Board.
5. Designate the Kansas Department of Agriculture as the official state agency to promote the national Poultry Improvement Plan, and further require the Department to cooperate with the USDA and Kansas State University for the purpose of promoting the poultry industry.
6. Define and require adequate watering practices for all animal breeders and animal shelters.
7. Establish standards for animal breeding, training, and boarding facilities, which would allow breeders licensed through the USDA to use their veterinary care forms to meet the state's veterinary medical care requirements. The forms must be maintained for three years and made available to the Kansas Department of Agriculture.

8. Provide for the licensing of animal shelters and animal foster homes, allow the shelters to host adoption events, and set annual license fees. The Animal Health Commissioner would be required to inspect all licensed facilities annually.
9. Allow for the euthanasia by a licensed veterinarian of any animal that is diseased or disabled beyond recovery, and would also establish that an animal could not be disposed of prior to a holding period of three full business days that would include public notice. The use of carbon monoxide chambers for the euthanasia of dogs and cats would not be allowed. The changes would become part of the Kansas Pet Animal Act.
10. Adopt rules and regulations to ensure compliance with federal requirements to protect both domestic animals and wildlife from the disease risks related to domestic cervid (deer) production.
11. Set higher statutory caps on licensing fees for USDA breeders, animal distributors, and research facilities as well as for those not licensed by the USDA, including hobby breeders, boarding or training premises, and animal shelters.

Estimated State Fiscal Effect				
	FY 2013 SGF	FY 2013 All Funds	FY 2014 SGF	FY 2014 All Funds
Revenue	--	--	--	\$202,320
Expenditure	--	--	--	--
FTE Pos.	--	--	--	--

The Department of Agriculture indicates that passage of SB 57 would allow for an increase to the statutory caps for Animal Health Division fees. The agency estimates that within the cap increase the increase in fee revenue that would accrue to the Department would total \$202,320 for FY 2014. The agency did not estimate any accompanying increase in expenditures. The Department of Wildlife, Parks and Tourism estimates a possible increase in expenditures from a shift from some current duties of the agency's law enforcement division officers and biologists. The Department is unable to estimate the increase at this time. Any fiscal effect associated with SB 57 is not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,



Steven J. Anderson, CPA, MBA
Director of the Budget