

1320 Research Park Drive
Manhattan, Kansas 66502
(785) 564-6700



900 SW Jackson, Room 456
Topeka, Kansas 66612
(785) 296-3556

Jackie McClaskey, Secretary

Governor Sam Brownback

**Testimony in Support of SB 47 to
the House Agricultural Committee
by Josh Roe, Assistant Secretary
Kansas Department of Agriculture
March 15, 2017**

Good afternoon Chairman Hoffman and members of the committee, my name is Josh Roe and I'm an Assistant Secretary in the Kansas Department of Agriculture (KDA).

I'm going to briefly describe the amendments put on SB47 from when the hearing occurred on HB 2097.

Amendments from HB2097 in place in SB47

- Specifying that a licensee can provide notice for mobile pet adoptions for an entire year prior to Jan. 1 of each year.
- Addition of two more means in which the commissioner may revoke, deny, suspend or refuse to issue a license: 1) three failed inspections within 24 months or 2.) refusal to allow the commissioners trained representatives entry onto the premises for inspection.
- Clarifying that a federally licensed facility can use the USDA vet inspection records to meet the requirements of the state's licensing/renewal process. In addition, the commissioner will can review documentation at a USDA facility to ensure that adequate vet care has been provided.
- Removing KDA's ability to provide notice for an inspection.
- Lower the foster fee license to \$20. This represents a reduction in the Animal Facility Inspection budget by \$18,000 compared to the originally suggested fee of \$30.
- Charge a \$80 fee for a no contact inspection. Licensees indicate preferred date and times for inspection on their license application. A no contact inspection is defined as the licensee was unable to meet the inspector within 30 minutes for an inspection if reached by telephone or if unreachable by telephone during the time specified on their application.
- Charge a \$100 reinspection fee for the first follow up inspection and \$150 for a second follow up inspection, funds credited to KDA's Compliance Education Fee Fund. This is inconsistent with inspection fees compared to other programs and divisions in KDA. While this amendment directs reinspection fees outside of the Division of Animal Health, it could be construed that KDA has an incentive to failed inspection to increase the department's budget.
- Enacting the bill on publication of the Kansas register, this will allow KDA to initiate the rule and regulation process before July 1 of this year.

KDA Recommendation:

- Increase foster fees to \$30
- Elimination of reinspection fees.
- Allow an inspector the ability to notify a licensee of inspection up to 24 hours in advance. This can apply to renewals only.