

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4275-01
Bill No.: HB 1794
Subject: Agriculture Department: Crimes and Punishments
Type: Original
Date: February 26, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages

FISCAL ANALYSIS.

ASSUMPTION

Officials of the **Department of Agriculture and State Public Defender** assume there would be no fiscal impact to their agencies.

Officials of the **Office of Prosecution Services** indicated that prosecutors should be able to absorb the costs of this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	\$0	\$0	\$0
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	\$0	\$0	\$0

FISCAL IMPACT - Small Business

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

DESCRIPTION

This bill prohibits any person from photographing, videotaping, or otherwise obtaining images from within an animal facility without the written consent of the facility. A person violating this provision of the bill is guilty of a class D felony.

No person is to intentionally or knowingly release in or introduce near an animal facility any pathogen or disease that has the potential to cause disease in any animal at the facility or which threatens human health or biosecurity at the facility. Any person in violation of this provision of the bill is guilty of a range of penalties depending on the dollar amount of the loss, theft, or damage. Penalties range from a misdemeanor, if the loss, theft, or damage is less than \$300, and progresses to a class B felony for loss, theft, or damage in excess of \$100,000.

The Director of the Department of Agriculture may initiate a civil action in 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
Office of Prosecution Services
State Public Defender



Mickey Wilson, CPA
Acting Director
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