

Jeanne Glenn February 04, 2011 471-0056

## LB 427

# FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT STATE AGENCIES *					
	FY 2011-12		FY 2012-13		
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE	
GENERAL FUNDS					
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS					

\*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

LB 427 would amend the Commercial Dog and Cat Operator Inspection Act to allow a commercial dog breeder to be designated as outstanding. Breeders with this designation would receive a certificate from the Department of Agriculture and would be listed on the Department of Agriculture web site. Breeders desiring the outstanding designation would meet criteria established in LB 427. The Department of Agriculture would be required to adopt rules and regulations to govern the designation of outstanding breeders and to carry out more detailed inspections to determine if designation criteria were met. It is estimated that existing program staff would be used to carry out the provisions of LB 427, although there would be an increased amount of time spent on inspections of dog breeders and staff time spent to develop rules and regulations and modify the agency web site.

DEPARTMENT OF ADMINISTRATIVE SERVICES

	REVIEWED BY	Joe Wilcox	DATE 2/4/11	PHONE 471-2526		
COMME	NTS					
AGRICULTURE: The Department of Agriculture makes no estimates of costs at this time. No basis to dispute agency analysis.						

Date: 2/4/2011

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## FISCAL NOTE LB427 Agriculture

FEB - 4 2011

Prepared By Storant, Robert Date Prepared 2/1/2011 Prepared Phone 402-471-6821

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Estimate Provided By State Agency or Political Subdivi	sion			

	FY 2011-2012		FY 2012-2013	
	Expenditures	Revenue	Expenditures	Revenue
General Funds		1		
Cash Funds				
Federal Funds				
Other Funds	SEE BELOW		SEE BELOW	
Total Funds				

### Explanation of Estimate:

LB 427 amends the existing Commercial Dog and Cat Operator Inspection Act and creates new language in which dog breeders can receive an outstanding designation. The requirements of the bill will have a fiscal impact on our agency. Legislative intent as a result of LB 1 from the special session in 2009 and LB 910 that passed during the 2010 legislative session has moved this program to a cash funded program. Revenue was projected at \$185,000. Since a complete fiscal year has not passed, the exact amount of the cash funding is unknown at this time to determine if adequate funds are available to fund the additional cost of this bill. It is the intent of the department to utilize existing program fee revenue to the extent available to implement the outstanding designation for dog breeders, create and update the web site, adopt changes to rules and regulations, and fund the extra time of doing inspections.

Section 7 - 10 adds new language. Pursuant to these sections, a commercial dog breeder can obtain an outstanding designation. Our best estimate of the number of certificates issued would be six to ten per year. Currently there are 329 licensed dog breeders in Nebraska of which some may desire the outstanding designation status. This would result in additional inspection costs. Rules and regulations will need to be adopted to establish the procedure and process for certificate designation. However, in section 8, it is unclear what is meant by "inspection components" and if this has a fiscal impact to the department. There will be a need to follow up after a designation to monitor ongoing compliance and to remove this designation status for non compliance.

The department is concerned about the potential liability of the outstanding designations due to inspections being a snapshot in time. As discussed above, there will be a need for additional followup inspections to determine if breeders are qualified to remain in the outstanding designation.

	Number of Positions		FY 2011-2012	FY 2012-2013
Position Title	FY 2011-2012	FY 2012-2013	Expenditures	Expenditures
		-		
		Benefits		
		Operating		
		Travel		
		Capital outlay		
		Aid		- · · · · · · · · · · · · · · · · · · ·
		Capital improvements		
		Total		

#### Major Objects of Expenditure