

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3538S.02I
 Bill No.: SB 937
 Subject: Animals; Consumer Protection; Department of Agriculture
 Type: Original
 Date: March 4, 2024

Bill Summary: This proposal creates provisions related to pet shops and animal dealers.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
General Revenue	(More or less than \$117,503)	(More or less than \$72,128)	(More or less than \$73,670)
Total Estimated Net Effect on General Revenue	(More or less than \$117,503)	(More or less than \$72,128)	(More or less than \$73,670)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
General Revenue	1 FTE	1 FTE	1 FTE
Total Estimated Net Effect on FTE	1 FTE	1 FTE	1 FTE

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§273.325, 273.340 & 273.358 – Animal Care Facilities Act (ACFA)

Officials from the **Missouri Department of Agriculture (MDA)** assume this proposal would require exempt breeders selling to pet shops to obtain an ACFA license. MDA estimates 160 exempt breeders. MDA assumes it would take one Consumer Protection Specialist to perform the inspections on the exempt breeders annually. MDA also assumes there could be up to a \$100,000 in revenues losses on inspections done annually from these exempt breeders.

Oversight inquired MDA regarding their response. Oversight notes MDA charges licensing fees at \$125 per license. Section 273.340 would require the exempt breeders to have a license if they are wanting to sell their animals to dealers or pet shops. Oversight assumes not all of the 160 exempt breeders would get a license, therefore, Oversight will reflect revenue of \$0 or more or less than \$20,000 in licensing fees.

Oversight does not have information to the contrary and therefore, Oversight will reflect the estimates as provided by the MDA.

Officials from the **Office of Administration**, the **Missouri Highway Patrol** and **Kansas City** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Oversight only reflects the responses received from state agencies and political subdivisions; however, other cities and counties were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
GENERAL REVENUE			
<u>Revenues</u> – MDA – new exempt breeders to be licensed if selling to a dealers or pet shops §273.340	\$0 or More or less than \$20,000	\$0 or More or less than \$20,000	\$0 or More or less than \$20,000
<u>Costs</u> – MDA §§273.325, 273.340 & 273.358			
Personnel Service	(\$45,330)	(\$46,236)	(\$47,161)
Fringe Benefits	(\$32,589)	(\$32,940)	(\$33,299)
Expense & Equipment	(\$59,584)	(\$12,951)	(\$13,210)
<u>Total Costs</u> -	(\$137,503)	(\$92,128)	(\$93,670)
FTE Change	1 FTE	1 FTE	1 FTE
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(More or less than \$117,503)</u>	<u>(More or less than \$72,128)</u>	<u>(More or less than \$73,670)</u>
Estimated Net FTE Change on General Revenue	1 FTE	1 FTE	1 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

Small animal breeder businesses could be impacted by this proposal.

FISCAL DESCRIPTION

Under the act, no dealer or pet shop shall purchase from any entity who is not licensed to sell and handle animals in accordance with current law, or has multiple or repeat critical violations or direct violations, as defined in the act, of state or federal law within the last three years. A pet shop shall disclose to the purchaser of a dog the breeder's and dealer's name and address. Any pet shop that knowingly violates provisions of this act shall be guilty of a Class A misdemeanor.

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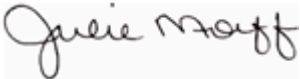
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Under the act, a political subdivision shall not adopt or enforce a regulation that prohibits the operation of a pet shop that is licensed in this state. Nothing in the act shall be construed to prohibit the enforcement of any applicable building and zoning laws, or relevant inspections as required by ordinance or law.

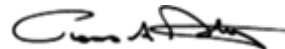
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Missouri Department of Agriculture
Office of Administration
Missouri Highway Patrol
Kansas City



Julie Morff
Director
March 4, 2024



Ross Strobe
Assistant Director
March 4, 2024