


Colorado Legislative Council Staff Fiscal Note
STATE
REVISED FISCAL IMPACT
 (replaces fiscal note dated April 6, 2009)

Drafting Number: LLS 09-0214	Date: April 24, 2009
Prime Sponsor(s): Sen. Gibbs	Bill Status: House Appropriations
Rep. Fischer	Fiscal Analyst: Clare Pramuk (303-866-2677)

TITLE: CONCERNING CONTINUATION OF PET ANIMAL CARE REGULATION, AND MAKING AN APPROPRIATION THEREFOR.

Fiscal Impact Summary	FY 2009-2010	FY 2010-2011
State Revenue		
Cash Funds		
Pet Animal Care and Facility Fund	\$54,990	\$54,990
State Expenditures		
Cash Funds		
Pet Animal Care and Facility Fund*	\$49,653	\$48,423
FTE Position Change	1.0 FTE	1.0 FTE
Effective Date: July 1, 2009.		
Appropriation Summary for FY 2009-2010: See State Appropriations section.		
Local Government Impact: See Local Government Impact section.		

* *The fund balance in the Pet Animal Care and Facility Fund is sufficient to cover expenditures that exceed revenue. Fees are set to cover direct and indirect costs.*

The fiscal note is revised to reflect amendments adopted in the House Committee on Agriculture, Livestock and Natural Resources.

Summary of Legislation

The bill **as amended**, continues the Pet Animal Care and Facilities Act (PACFA) until July 1, 2014, and the Pet Animal Advisory Committee indefinitely. Changes to the regulation of pet animal care and facilities by the PACFA program in the Department of Agriculture include:

- ▶ authorizing the Commissioner of Agriculture to set fees and dates for licensing;
- ▶ adding a new facilities inspector;
- ▶ expanding the definition of pet animal to include rats and gerbils;
- ▶ allowing a person who breeds turtles to own turtles smaller than 4 inches;
- ▶ increasing the size of the committee to include a representative of the dog day care industry;
- ▶ repealing the requirement that the commissioner consider the effect of a penalty on the ability of the person charged to stay in business; and
- ▶ requiring each licensed pet animal facility to display signage that contains contact information for the department.

State Revenue

The bill is expected to increase revenue to the Pet Animal Care and Facility Fund by \$54,990 in FY 2009-10 and FY 2010-11 through fee increases.

Fee Impact on Individuals, Families or Business. Section 2-2-322, C.R.S., requires legislative service agency review of measures which create or increase any fee collected by a state agency. Current fees for pet animal care facility licenses range from \$80 to \$280 per year. Increases of \$30 per license are expected. The table below identifies the fee impact of this bill. A listing of current fees by license type is available in the Legislative Council Office.

Table 1. Fee Impact on Pet Animal Care Facilities					
Type of Fee	Current Fees	Proposed Fees	Fee Change	Number Affected	Total Fee Impact
Facility License Fees	\$80 - \$280	\$110 - \$310	\$30	1,833	\$54,990
TOTAL					\$54,990

State Expenditures

Expenditures are expected to increase by \$49,653 and 1.0 FTE in FY 2009-10 and \$48,423 and 1.0 FTE in FY 2010-11 from the Pet Animal Care and Facility Fund. The PACFA program is responsible for licensing pet care facilities where pet animals are kept for adoption, breeding, boarding, grooming, handling, selling, sheltering, trading or otherwise transferring. The bill directs the commissioner to add an additional facilities inspector. The costs associated with the new inspector are shown in Table 2.

Table 2. Expenditures Under SB09-118		
Cost Components	FY 2009-10	FY 2010-11
Personal Services	\$39,975	\$39,975
<i>FTE</i>	<i>1.0</i>	<i>1.0</i>
Operating Expenses and Capital Outlay	\$9,678	\$8,448
TOTAL	\$49,653	\$48,423

Expenditures Not Included

Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. The centrally appropriated costs subject to this policy are summarized in Table 3.

Table 3. Expenditures Not Included Under SB09-118*		
Cost Components	FY 2009-10	FY 2010-11
Employee Insurance (Health, Life, Dental, and Short-term Disability)	\$6,846	\$6,846
Supplemental Employee Retirement Payments	1,164	1,487
TOTAL	\$8,010	\$8,333

**More information is available at: http://www.state.co.us/gov_dir/leg_dir/lcsstaff/2009/comsched/CommonPolicies2009.pdf*

Local Government Impact

There are currently 74 public animal shelters licensed by the division statewide. This represents a total fee increase of \$2,200 at the local level.

State Appropriations

For FY 2009-10, the bill requires an appropriation of \$49,653 and 1.0 FTE to the Department of Agriculture, Agricultural Services Division, from the Pet Animal Care and Facility Fund.

Departments Contacted

Agriculture