



**Fiscal Estimate Narratives**  
**DATCP 6/25/2009**

LRB Number	<b>09-0166/2</b>	Introduction Number	<b>SB-226</b>	Estimate Type	<b>Original</b>
<b>Description</b> Emergency management, succession of public offices, liability and licensure of emergency volunteers, disaster relief, ratification of the pest control compact, transportation and disposal of animal carcasses, the plant industry, computation of school days, variance for hospital requirements, public works mutual assistance, emergencies related to computer or telecommunication systems, and providing penalties					

**Assumptions Used in Arriving at Fiscal Estimate**

The proposed language increases penalties and creates a civil forfeiture option for plant pest violations. Currently, the department only has authority to assess criminal penalties, with a maximum \$200 fine. Because of the department's limited penalty authority, penalties are not an effective deterrent to keep people and businesses from violating plant pest laws. The department believes allowing civil forfeitures and increasing the maximum fines will help deter violations. Any forfeitures collected under this provision would be deposited in the Common School Fund and would not be used to support department programs.

Case load is expected to remain low, under five cases per year, because the main value of the increased penalties is as a deterrent. There will be some additional costs to the state to investigate violations and prosecute cases; however, these would be relatively small. Based on costs to conduct investigations of violations in the department's Agrichemical Management Bureau, the department anticipates that each case would take an average of 20 hours to investigate (at \$36/hr) and 4 hours of administrative time (at \$45/hr) for a total of \$900 per case.

**Long-Range Fiscal Implications**

## Fiscal Estimate Worksheet - 2009 Session

Detailed Estimate of Annual Fiscal Effect

Original     
  Updated     
  Corrected     
  Supplemental

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<b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b>			
<b>II. Annualized Costs:</b>		<b>Annualized Fiscal Impact on funds from:</b>	
		Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>			
	State Operations - Salaries and Fringes	\$4,500	\$
	(FTE Position Changes)		
	State Operations - Other Costs		
	Local Assistance		
	Aids to Individuals or Organizations		
	<b>TOTAL State Costs by Category</b>	<b>\$4,500</b>	<b>\$</b>
<b>B. State Costs by Source of Funds</b>			
	GPR		
	FED		
	PRO/PRS (PRO)	4,500	
	SEG/SEG-S		
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>			
		Increased Rev	Decreased Rev
	GPR Taxes	\$	\$
	GPR Earned		
	FED		
	PRO/PRS		
	SEG/SEG-S		
	<b>TOTAL State Revenues</b>	<b>\$</b>	<b>\$</b>
<b>NET ANNUALIZED FISCAL IMPACT</b>			
		State	Local
	NET CHANGE IN COSTS	\$4,500	\$
	NET CHANGE IN REVENUE	\$	\$
<b>Agency/Prepared By</b>		<b>Authorized Signature</b>	<b>Date</b>
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