

Fiscal Estimate - 2015 Session

- Original
 Updated
 Corrected
 Supplemental

LRB Number 15-2959/1	Introduction Number AB-0333	
Description Possession of certain wild animals and providing a penalty		
Fiscal Effect		
State:		
<input checked="" type="checkbox"/> No State Fiscal Effect		
<input type="checkbox"/> Indeterminate		
<input type="checkbox"/> Increase Existing Appropriations	<input type="checkbox"/> Increase Existing Revenues	
<input type="checkbox"/> Decrease Existing Appropriations	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No	
	<input type="checkbox"/> Decrease Costs	
Local:		
<input type="checkbox"/> No Local Government Costs		
<input checked="" type="checkbox"/> Indeterminate		
1. <input checked="" type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	
<input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
2. <input type="checkbox"/> Decrease Costs	4. <input type="checkbox"/> Decrease Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
5. Types of Local Government Units Affected		
<input checked="" type="checkbox"/> Towns	<input checked="" type="checkbox"/> Village <input checked="" type="checkbox"/> Cities	
<input type="checkbox"/> Counties	<input type="checkbox"/> Others	
<input type="checkbox"/> School Districts	<input type="checkbox"/> WTCS Districts	
Fund Sources Affected		
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS		
Affected Ch. 20 Appropriations		
Agency/Prepared By	Authorized Signature	Date
DNR/ Joe Polasek (608) 266-2794	Joe Polasek (608) 266-2794	9/11/2015

Fiscal Estimate Narratives

DNR 9/11/2015

LRB Number	15-2959/1	Introduction Number	AB-0333	Estimate Type	Original
Description Possession of certain wild animals and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

The bill establishes a prohibition of the possession of bear species other than black bears, nonnative big cats, apes, and crocodile species. The bill also provides exceptions which allow the ownership of individuals of those species by people who possessed them on the date of the bill's enactment and by accredited zoos, circuses, and wildlife sanctuaries. Under the bill, enforcement of the prohibition, and registration of owners who would be grandfathered and could continue to possess individual animals would be by the local municipality.

Local Fiscal Impact

There would be a fiscal impact for local municipalities who would have to register current owners of the regulated species because they would be allowed to continue possession of those individual animals unless the municipality also prohibits their possession by local ordinance adopted under s. 169.43, Stats. New expenditures could be anticipated by local municipalities for the enforcement of the prohibition of possessing members of those species not prohibited by local ordinance. It could be expected that many, or most, local governments are not prepared to take dangerous exotic animals held in violation of this law into custody. Municipalities may need to invest in cages or other materials needed to take custody of illegally possessed animals or at least investigate ways to share or gain access to materials and training that would be needed. The department does not have an estimate of the number of big cats, apes, and crocodiles that are possessed by individuals since it has not regulated these species in the past nor does it currently regulate these species. Based on occasional complaints or news reports about the presence of these animals in private possession, it can only be assumed that they are present at some undetermined level.

Because of uncertainty about the number of animals possessed, it is not possible to estimate the value of the staff time, training, or material resources necessary for local municipalities to take on these new responsibilities. Therefore, the fiscal impact on local municipalities is indeterminate.

State Fiscal Impact

No new expenditures would be required of the department under this proposal because enforcement authority and registration would be conducted by local units of government. The department's regulatory authority over captive bear species other than black bears (all non-native bear species) is eliminated under the proposal. The department currently licenses all bears under its authority to regulate harmful wild animals under Ch. 169 Stats. The department currently has licensed 15 facilities that possess bears, both non-native and black bears. Additionally, in 2014, five on-residents were authorized to exhibit captive bears in Wisconsin. Future inspections and relicensing of these facilities would no longer be required. However, any workload savings may be mostly off-set by the loss of license revenue from those facilities.

As written, the department may experience some additional workload investigating the illegal purchase and sale of bears or bear carcasses that are not black bears. The number of such investigations indeterminate, but could be significant considering all the zoos, circuses, the Circus World Museum, wildlife sanctuaries, or research facilities that had been allowed to purchase captive bears of any species in the past. The purchase or sale of any bear in violation of s. 29.593, Stats., is a criminal violation punishable by fine of not less than \$1,000 nor more than \$2,000 or imprisonment for not more than 6 months or both. In addition, the court shall order the revocation of all hunting and sport fishing approvals issued to the person under this chapter and shall prohibit the issuance of any new hunting or sport fishing approvals under this chapter to the person for 5 years.

In summary, the department expects that the cost saving from no longer having to inspect facilities that are used to house captive bears that are not black bears and to issue licenses to individuals or businesses that possess non-native captive bears, would likely be offset by any loss of revenue from facilities which no

longer need a license to possess captive bear under ch. 169, Stats. and the increased costs incurred to investigate suspected unlawful purchase or sale of captive non-native bears in this state.

Long-Range Fiscal Implications