

## Department of Planning and Budget 2010 Fiscal Impact Statement

**1. Bill Number:** SB570

House of Origin      X      Introduced                  Substitute                  Engrossed  
Second House                 In Committee              Substitute                  Enrolled

**2. Patron:**        Ticer

**3. Committee:** Agriculture, Conservation and Natural Resources

**4. Title:**        **Ownership of primates; penalty.**

**5. Summary:** This bill prohibits any person from acquiring a non-human primate, which includes gorillas, apes, chimpanzees, orangutans, and monkeys. The ownership of primates by zoos, nature centers, museums, registered exhibitors and laboratories, parks, and research facilities is exempted from the prohibition. Persons who currently own primates must register with animal control. An initial violation of the provision is a Class 3 misdemeanor and any subsequent violation is a Class 1 misdemeanor.

**6. Fiscal Impact Estimates:** No fiscal impact.

**7. Budget Amendment Necessary:** No.

**8. Fiscal Implications:** None.

**9. Specific Agency or Political Subdivisions Affected:** Department of Agriculture and Consumer Services.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** Anyone convicted of a Class 1 misdemeanor is subject to a sentence of up to 12 months in jail. There is not enough information available to reliably estimate how many additional inmates in jail could result from this proposal. Any increase in jail population will increase costs to the state. The Commonwealth presently pays the localities \$8.00 a day for each misdemeanant or otherwise local responsible prisoner held in a jail. It also funds most of the jails' operating costs, e.g. correctional officers. The state's share of these costs on a per prisoner, per day basis varies from locality to locality. However, according to the Compensation Board's most recent Jail Cost Report (November 2009), the estimated total state support for local jails averaged \$32.66 per inmate, per day in FY 2008.

Violation of this provision would be a Class 3 misdemeanor. Anyone convicted of a Class 3 misdemeanor is subject to a fine of up to \$500. There is not enough information available to reliably project the amount of revenue that would be collected from fines as a result of this proposal. Any revenue from fines must be deposited into the Literary Fund.

**Date:** 2/10/2010 dpbbrb

**Document:** <http://dpb.virginia.gov/efis/fistemplate.doc>