

## Department of Planning and Budget 2015 Fiscal Impact Statement

**1. Bill Number:** SB1001

House of Origin	<input type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input checked="" type="checkbox"/>	In Committee	<input checked="" type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

**2. Patron:** Stanley

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

**4. Title:** Sale and procurement of certain pets.

**5. Summary:** This bill prohibits the sale or display of a dog or cat on or in a roadside, parking lot, flea market, or similar place. The bill specifies that the provisions shall not apply to: (i) the display or adoption of dogs or cats from a humane society or private or public animal shelter; (ii) the display of dogs or cats as part of a state or county fair, 4-H program, or similar exhibition; (iii) the sale, exchange, or trade of dogs that are sold primarily for use in commonly-accepted hunting or livestock farming activities; and (iv) a prearranged sale between a dog breeder under certain conditions. The bill also establishes a record-keeping requirement for pet shops selling dogs and applies the existing misdemeanor penalty for a violation of the section to each dog sold or offered for sale.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary.

**8. Fiscal Implications:** It is anticipated that this bill will not result in a fiscal impact to the Department of Agriculture and Consumer Services.

The bill applies the existing Class 1 misdemeanor penalty for a violation of the section to each dog sold or offered for sale. Although insufficient data exists to determine the fiscal impact due to this proposal, the proposed legislation could result in an increase in the jail population since Class 1 misdemeanor outcomes result in sentences of up to 12 months in jail (and a fine up to \$2,500). Any increase in jail population will increase costs to the state. The Commonwealth presently pays the localities \$4.00 a day for each misdemeanant or otherwise local responsible prisoner held in a jail. It also funds a significant portion 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 FY2013 Jail Cost Report (November 1, 2014), the estimated total state support for local and regional jails averaged \$30.54 per state inmate, per day in FY 2013.

**9. Specific Agency or Political Subdivisions Affected:** Department of Agriculture and Consumer Services; Department of Corrections; Department of Juvenile Justice; local courts and jails.

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

**11. Other Comments:** None.