

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6982

BILL NUMBER: HB 1248

NOTE PREPARED: Jan 24, 2022

BILL AMENDED:

SUBJECT: Direct Contact with Specified Animals.

FIRST AUTHOR: Rep. Abbott

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: The bill prohibits a person that owns or possesses a specified animal from allowing a member of the public to come into direct contact, or enter into a proximity that allows for or permits direct contact, with the specified animal. It provides that a violation of the law is a Class B infraction. It excludes from the substance of the bill physical contact or proximity between certain individuals and a specified animal. It defines the terms "direct contact", "proximity", "specified animal", and "trained".

Effective Date: July 1, 2022.

Explanation of State Expenditures: The bill allows the Natural Resources Commission (NRC) to adopt rules to implement the new provisions. Adoption of rules is a routine administrative function of the NRC and should not require additional resources.

Explanation of State Revenues: The bill establishes a Class B infraction for the owner of a specified animal who knowingly or intentionally allows a member of the public to come into direct contact with a specified animal or enter into a proximity that allows for or permits direct contact. The maximum judgment for a Class B infraction is \$1,000, which would be deposited in the state General Fund. However, any additional revenue is likely to be small.

Additional Information: The number of specified animals listed in the bill that are owned by Indiana residents is unknown. There are currently 708 wild animal possession permits, only 12 of which are for animals listed in the bill. However, the bill also includes as a "specified animal" any animal designated under a rule by the NRC. Any other type of animal included in the definition will depend on which animals the NRC determines by rule. NRC rules currently classify wild animals under three classes. Class III wild

animals are wild animals that “present a real or potential threat to human safety.” Of the 708 wild animal possession permits, 149 are for Class III wild animals. These numbers do not include wild animals at animal sanctuaries and rescue centers as the NRC does not require wild animal permits for USDA-licensed breeders, dealers, and exhibitors.

Explanation of Local Expenditures:

Explanation of Local Revenues: If additional court actions are filed and a judgment is entered, local governments would receive revenue from court fees. However, any additional revenue is likely to be small.

State Agencies Affected: Department of Natural Resources, Natural Resources Commission.

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources: Caitlin Smith, Department of Natural Resources.

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