

# OFFICE OF FISCAL ANALYSIS

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sSB-925

AN ACT PROHIBITING THE IMPORT, SALE AND POSSESSION OF AFRICAN ELEPHANTS, LIONS, LEOPARDS, BLACK RHINOCEROS, WHITE RHINOCEROS AND GIRAFFES.

As Amended by Senate "B" (LCO 8888), House "A" (LCO 9812)

House Calendar No.: 532

Senate Calendar No.: 164

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## **OFA Fiscal Note**

### **State Impact:**

Agency Affected	Fund-Effect	FY 22 \$	FY 23 \$
Correction, Dept.; Judicial Dept. (Probation)	GF - Potential Cost	See Below	See Below
Resources of the General Fund	GF - Potential Revenue Gain	See Below	See Below

Note: GF=General Fund

**Municipal Impact:** None

### **Explanation**

The bill bans importing, possessing, selling, offering for sale, or transporting certain specimens of African animals and creates a misdemeanor for violating the ban, and a felony for subsequent offenses. Violations of this provision may result in a potential cost for incarceration or probation and a potential revenue gain from fines assessed. On average, the marginal cost to the state for incarcerating an offender for the year is \$2,200<sup>1</sup> while the average marginal cost for supervision in the community is less than \$700<sup>2</sup> each year.

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<sup>1</sup> Inmate marginal cost is based on increased consumables (e.g. food, clothing, water, sewage, living supplies, etc.) This does not include a change in staffing costs or utility expenses because these would only be realized if a unit or facility opened.

### **The Out Years**

Primary Analyst: MR  
Contributing Analyst(s):

6/4/21

Senate "B" replaces the underlying bill's graduated penalty structure making a first offense a class A misdemeanor, punishable by a fine of up to \$2,000, up to a year in prison, or both, and a subsequent offense a class D felony resulting in the fiscal impact described above.

House "A" reinstates the graduated penalty structure replaced by Senate Amendment "B" also resulting in the impact described above.

*The preceding Fiscal Impact statement is prepared for the benefit of the members of the General Assembly, solely for the purposes of information, summarization and explanation and does not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.*

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<sup>2</sup> Probation marginal cost is based on services provided by private providers and only includes costs that increase with each additional participant. This does not include a cost for additional supervision by a probation officer unless a new offense is anticipated to result in enough additional offenders to require additional probation officers.