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## FISCAL IMPACT REPORT

SPONSOR Komadina DATE TYPED 3/8/05 HB \_\_\_\_\_

SHORT TITLE Support For Animal Welfare & Rights SB SM 1

ANALYST Aguilar

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
	NFI				

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

New Mexico Department of Game and Fish (DGF)

New Mexico Livestock Board (NMLB)

Attorney General's Office (AGO)

### SUMMARY

#### Synopsis of Bill

Senate Memorial 1 asks the Senate to support use of public funds for public education programs advocating animal uses and production, and on the other hand, to oppose the use of public funds for educational programs advocating animal rights and discouraging the use of animals. It also asks the Senate to support the use of animals in research and to oppose any restrictions on this use.

Senate Memorial 1 restates many propositions covered under existing statutes of appropriately involved agencies, including Game and Fish, the Livestock Board, and the Board of Veterinary Medicine.

#### Significant Issues

The memorial uses descriptive words like animal, fish, wildlife, wild and domestic animals, threatened or endangered species, livestock, pets. Some parts of the memorial specifically refer-  
ence "animals" while other parts mention domestic animals. When the word animals is read it

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leads one to believe that the written statement encompasses all animals including fish, wildlife, threatened or endangered species.

### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

The Department of Game & Fish notes the appearance of a conflict on page 4, lines 24-25 as it provides that the senate of New Mexico opposes legislation and regulation that would prohibit or unduly restrict the use of animals in research or for food, fiber or service or restrict the responsible breeding and sale of animals as pets or companions or for hobby, lawful sport, display or exhibition. As used above the word animal would lead the reader to believe that all animals should be used for food, fiber, breeding, sale as pets as companions or for hobby. Endangered species cannot be possessed except by permit and this is usually limited to scientific and management purposes under the allowances of Wildlife Conservation Act and approved activities that do not negatively impact the species; so this appears to be inconsistent with the intent of SM1. Endangered species are not allowed to be taken for food, fiber, hobbies, sport, etc.

Also, even game and fish have some restricted limits to their take, capture and possession, and have limited value as pets or companions. Wild animals are at least unpredictable and more often dangerous.

**PA/lg**