# Department of Argiculture

FY 2009-10 Janaury 23, 2009

	Yes or No	Enter One									List
Priority	Corresponding FY 2008-09 Impact Yes or No?	One Time or Base/Ougoing?	Division	Title	Total Funds	General Fund	Cash Funds	Reappropriated Funds	Federal Funds	FTE	Other Department(s) Affected
l	No	On Going	Inspection and Consumer		\$96,035	(\$1,314,136)	\$1,314,136	\$96,035	\$0	0.0	N/A
			Services	ICS Refinance to 100% Cash							
2	No	One Time	Commissioner's Office	Salary Survey	(\$386,247)	(\$140,833)	(\$227,278)	\$0	(\$18,136)	0.0	DPA
3	No	On Going	All Divisions	State Fleet Variable Rate	(\$95,432)	(\$34,505)	(\$57,230)	\$0	(\$3,697)	0.0	DPA
4	Yes	On Going	Commissioner's Office	OIT Common Policy - Management &	\$4,295	\$4,295	\$0	\$0	\$0	0.0	Gov
				Administration of OIT							ļ
Total - Red	uctions	:			(\$381,349)	(\$1,485,179)	\$1,029,628	\$96,035	(\$21,833)	0.0	

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			Chang	e Request fo	FY 2009-10					- deve = 4 EV 200	0-10 v
		<u>-</u>	Base Reduction	Item FY 2009	10	Suppleminta	VFY 2008-09		Budget Ame	ndment FY 200	2-10 A
ecision Item FY 2009-	10	o Jasponičon S	and Consumer	Services		()	1/01	Tag.	. <i>i l</i>	מפלע	
			III OBIICAINO	]	Dept. Approva	al by:	1025		Pate: //e		
p	Agricultu	FE .			OSPB Approv			<b>&gt;</b> /	Date:	-237	79
Priority Number:	<b>BA</b> 1				•	\ /-	an.	<u> </u>			10
			2	3	4	5\/	6	7	8	Total	Change
	├ <b>├</b>				Total		Decision/	November 1	Hudaet	Revised	from Base
	•	Prior-Year		Supplemental	Revised	Pase .	Base Reduction	Request	Amendment	Request	(Column 5)
		Actual	Appropriation	Request	Request	Request	FY 2009-10	FY 2009-10	FY 2009-10	FY 2009-10	FY 2010-11
ļ	Fuad	FY 2007-08	FY 2008-09	FY 2008-09	FY 2008-09	FY::009-10	F1 2000-10				
									00 705	17,928,350	96,035
		15,635,326	16,860,056	اه	16,860,056	17,832,315	0	17,832,315	96,035 0.0	17,828,330	0.0
Total of All Line Items	Total TE	162.2	171.1	0.0	171.1	17°. <b>1</b>	0.0	171.1	(5,314,136)	4,586,561	(1,314,136
	GF	5,396,480	5,478,524	) 0	5,478,524	5,880,€97 (	0	5,880,697 0	(1,514,100)	0	
	CFE	0,000,100	0	0 '	0	D	0	10,411,749	1,314,136	11,725,885	1,314,136
	CF	9,001,563	9,867,222	0	9,867,222	10 411,749	0	848,270	96,035	944,305	<b>96</b> ,039
	CFEIRF	857,385	869,335		869,335	848,270 691,599	Ö	691,599	່ ວ່	691,599	
	FF	495,381	644,975	0_	644,975	091,5 30	<u>`</u>			200	ļ
(1 ) Commissoner's			. 000 440		1,629,112	1,723,328	0	1,723,228		1,723,228 18.7	O.
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and Dental	1976		969,84	- I	l l	1,128,878	1 9		31,293		,-
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Agriculture Refinance Inspection

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<del>-()</del>		1	2	3	4	5	Decision/			Total	Change
	Fundi	Prior-Year Actual FY 2007-08	Appropriation FY 2008-09	Supplemental Request FY 2008-09	Total Revised Request FY 2008-09	Base Request FY 2009-10	Base Reduction FY 2009-10	November 1 Request FY 2069-10	Budget Amendment FY 2009-10	Revised Request FY 2009-10	from Base (Column 5) FY 2010-11
) Commissioner's				0	243.351	324,641	٥	324,641	0	3 <b>24,6</b> 41	0
ffice and	Total	50,000	243,351	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 (11,204
iministrative	FTE	0.0	69,152	0.0	<b>69</b> ,1 <b>52</b>	92,252	0	92,252	(11,204)	81,048	(11,204
rvices, SB 04-257	GF	25,000 °	09,102	0	0	0	0	0	0	234,263	11,204
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isbursement	FF	Ŏ	6,994	0	6,994	9,330	0	9,310		- 5,00	
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Services	C	<b>-</b>	-		246,529		~ I			0	•
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	F		3 12,41	11	12,411	12,41	<u>'                                    </u>	1243	<del>`</del>		
(1) Commissioner's			497.54	ا م	0 187,542	187,54	2	0 187,54	~ _	0 187,54	
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and Property Fund	CFE/R		-	õ	•	۵ <b>ا</b>	0	0   0   1.46	<b></b>	1,46	-
		iF 1,01		61	0 1,46	1 1,46	51 [	0 1,48			

Agriculture Definance Inspection

whice thispe					4	5	6	7	8	9	10
	Fund	1 Prior-Year Actual FY 2007-08	Appropriation	3 Supplemental Request FY 2008-09	Total Revised Request FY 2008-09	Base Request FY 2009-10	Decision/ Base Reduction FY 2009-10	November 1 Request FY 2009-10	Budget Amendment FY 2009-10	Total Revised Request FY 2009-10	Change from Saso (Column 8) FY 2010-11
) Commissioner's ffice and dministrative	Total FTE	134,770 0.0	195,168 0.0 81,219	0 0.0 0	195,168 0.0 81,219	195,168 0.0 81,219	, '	195,168 0.0 81,219	0 0.0 (22 062)	195,168 0.0 59,157	0 2.0 ( (22,/162) 0
ervices, Vehicle ease Payments	GF GFE CF CFE/RF	42,270 0 69,005 0	0 109,920 0	0 0	0 109,920 0 4,029	0 109,920 0 4,029		0 109,920 0 4,029	0 <b>22,06</b> 2 0 0	131,982 0 4,029	22,062 0 0
i) Commissioner's Office and Administrative Services, informe lion Technology Asse: Maintenance	Total FTE GF GFE CF	23,495 107,562 0.0 35,881 0 66,055	4,029 153,031 0.0 42,041 0 110,990	0 0 0 0	4,029 153,031 0.0 42,041 0 110,990	153,031 0.0 42,041 6 10,990	0	0.0 42,041 0 110,990	(7, <b>33</b> €) (1 (7, <b>33</b> 6 (1	118,326 0	0 0 0.0 (7,336) 0 7,336 0 0
(1) Commissione 's Office and Administrative Services, Utilities	Total FTE GF GFE CF	5,626 136,413 0.0 82,046 0 52,240 2,127	91,051 91,051 0 55,267	0 0.0 0	4	9 146,318 0.0 91,051 ( 55,267	0.0	146,318 0.0 91,051 0 55,26	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	146,318 0.0 66,939 0 79,379	0 0.0 (24,112) 0 2/112 0
(2) Agriculturat Services Division, Personal Services	Total FTE GI GFI CFE/RI	10,418,607 143.2 3,455,577 5 6,626,006	10,105,073 152.7 3,413,073 5 6,202,40	2 0 4 0.0 5 0 8 0	10,105,072 152.4 3,413,075 0 6,202,408	3,590,93 6,488,42	0. 7 0	0 3,590,93 0 6,488,42	4 0.1 7 (941,56 0 941,56	3) 2,649,374 0 0	1 '
(2 ) Agricultural Services Division, Operating Expenses	Tota	1,354,21 E F 403,99 E F 862,44	8 1,405,55 0 0. 0 346,97	2 0 0.0 22 0 0.0 79 0 0.0	1,405,552 0,00 346,972 0,999,279	0. 346,97	0 0 2 0	0 1,405,55 0 0 346,97 0 999,2 0 59,3	0 0. 22 (112,39 0 112,39 0	9) 234,573 0 0	0: (112,39 112,39

Agriculture Réfinance Inspection

				3	4	5	6	7	8	9	
	Fund	Prio:-Year Actual FY 2307-08	Appropriation	Supplemental Request FY 2008-09	Total	Sase Request FY :2009-10	Decision/ Base Reduction FY 2009-10	November 1 Request FY 2009-10	£iudget Amendment FY 2009-10	Total Revised Request FY 2003-10	Change from Base (Column 5) FY 2010-11
2 ) Agricultural Privices Division, Pase Purchase Lab Equipment	Total FTE GF GFE CF	0.0 39,672 0 46,320 0	0.0 39,672 0	0.0	85,992 0.0 39,672 0 46,320 0	85,992 0.0 39,672 0 46,320 0	0 0.0 0 0 0 0	85,992 0.0 39,672 0 46,320 0	0 0.0 (39,672) 0 39,672 0	0	0 (39,67 39,6
(*) Ag loukural Sarvic is Division, Edirect Cost Asses: ment	Total FTE GF GFE CF	303,483 0.0 0 0 178,166	0.0 0 0 592,143	0 3.0 0 0 0 0 0 0	615,468 0.0 0 9 592,143	0.0 0 0 572,491 0	0.0	0.0	96,035 0	1.0 0	1

ion-l ine item Request:

.etter note Revised Text: None Fund #16 3 Inspection and Consumer Services Cash Fund Cash or Federal Fund Name and CC FRS Fund Nember:

teaps ropriated Funds Source, by Department and Line Item Name:

approval by OIT?

Yes: (10:

N/A:x

Schedule 13s from Affected Departments:



# DEPARTMENT OF AGRICULTURE

Budget Reduction Proposal January 23, 2009 John R. Stulp Commissioner

## Refinance Inspection Consumers Services

## Proposal:

This proposal suggests a statutory change to the Fertilizer, Feed, Large Scales, Measurement Standards, Farm Products, and Commodity Handlers to refinance the programs with 100% cash funds from the Inspection and Consumer Services Cash Fund. This refinancing would result in a General Fund savings of \$1,314,136 in FY 2009-10. During the last recession in FY 2002-03 these programs were financed with 100% cash funds to save General Fund.

## **Summary of Request:**

- This proposal would require legislation to refinance the General Fund for each of these programs resulting in a like increase of cash funds.
- The Inspection and Consumer Services Division and Cash Fund supports the Feed, Fertilizer, Measurement Standards, Anhydrous Ammonia, Meat, Egg, Farm Products, and Commodity Handler Programs.
- The table below illustrates the current and proposed funding mix for various programs within the Inspection and Consumer Services Division.

D	Current fund mix				
Program	General Fund	Cash Fund			
Fertilizer	50%	50%			
Feed	50%	50%			
Large Scales	25%	75%			
Measurements Standards Lab	75%	25%			
Farm Products	25%	75%			
Commodity Handlers	25%	75%			

Proposed fund mix							
General Fund	Cash Fund						
0%	100%						
0%	100%						
0%	100%						
0%	100%						
0%	100%						
0%	100%						

- As a result of this refinancing, programs supported by the Inspection and Consumer Services Cash Fund would see an increase in associated inspection fees as follows:
  - o 33% for the Large Scale, Farm Products, and Commodity Handler programs
  - o 100% for the Feed program and
  - o 300% for Metrology Laboratory Services.

### Assumptions and Tables to Show Calculations:

- The FY 2009-10 budget request for Inspection and Consumer Services Programs is \$4,111,595 total funds. Made up of \$1,218,109 GF and \$2,893,486 CF.
- The table below illustrates total FY 2009-10 budget requested for Inspection and Consumer Services as well as the reduction in General Fund and Increase in cash funds for the program. Please note that be fully cash funding the Inspection and Consumer Services programs, the department will collect an

additional \$96,245 of indirect recoveries. This amount offsets General Fund overhead costs in the Commissioner's Office.

Proposed Refinancing of the FY 2009-10 Inspection and Consumer Services Budget

	Total Funds	General Fund	Cash Fund	Reappropriated Funds
Agricultural Services Personal Services including				
POTS (HLD, SS, SAED, AED, STD)	\$0	(\$984,788)	\$984,788	\$0
Agricultural Services Operating	\$0	(\$112,399)	\$112,399	\$0
Utilities	\$0	(\$24,112)	\$24,112	\$0
Lease Vehicle	\$0	(\$22,062)	\$22,062	\$0
Risk Mgt	\$0	(\$12,444)	\$12,444	\$0
Worker's Comp	\$0	(\$11,629)	\$11,629	\$0
Asset Maintenance	\$0	(\$7,336)	\$7,336	\$0
Indirect	\$0	\$0	\$96,035	\$0
Lease Purchase Lab	\$0	(\$39,672)	\$39,672	\$0
Legal	\$0	(\$3,659)	\$3,659	\$0
Comm. Office Personal Services	\$0	(\$96,035)	\$0	\$96,035
Total changes	\$0	(\$1,314,136)	\$1,314,136	\$96,035

- The above chart shows the new total budget for the Inspection and Consumer Services programs in the total funds column, as well as the change in funding compared to current law in the General Fund, cash fund, and reappropriated fund columns.
- The above calculations are based on the calculated Inspection and Consumer Services portion of each line item that serves the programs purposes and converts that piece of each line item that is General Fund to cash funds.
- Per current law roughly 30% of the Inspection and Consumer Services programs are funded by the General Fund. This proposal eliminates the General Fund, thereby requiring the cash fund to accommodate the costs of these programs.

## **Current Statutory Authority or Needed Statutory Change:**

The current statutory authority for the programs is shown below with the corresponding changes necessary to implement this proposal.

## **Commercial Fertilizers and Soil Conditioners**

35-12-104. Registration. (1) Each product shall be registered by the person whose name appears on the label before being distributed in, into, or for use in this state. The application for registration shall be submitted to the commissioner on forms furnished by the commissioner and shall be accompanied by a fee as established by the commission. For each fiscal year, commencing on July 1, fifty percent of the department's direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE. All registrations shall expire annually on the date specified by rule of the commissioner. Applications for

renewal of registrations must be submitted on or before such date. Each application for registration or renewal of registration shall include the following information:

35-12-106. Distribution fees. (8) For each fiscal year, fifty percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE. All moneys collected pursuant to this section shall be transmitted to the state treasurer, who shall credit the same to the inspection and consumer services cash fund created in section 35-1-106.5.

#### Measurement Standards

- 35-14-127. Licenses fees stickers certificates. (12.5) (a) For the fiscal year commencing on July 1, 2007 2009, and for each subsequent fiscal year, the agricultural commission shall establish fees associated with the licensing, testing, inspection, and regulation of scales with a capacity of two thousand pounds or less, cordage meters, and textile meters. Such fees shall cover the direct and indirect costs of administering and enforcing the provisions of this article other than subsection (12) of this section, paragraph (b) of this subsection (12.5), and section 35-14-128 (2).
- (b) For the fiscal year commencing on July 1,—2007 2009, and for each subsequent fiscal year, THE AGRICULTURAL COMMISSION SHALL ESTABLISH A FEE SCHEDULE TO COVER THE DIRECT AND INDIRECT COSTS twenty-five percent of the direct and indirect costs associated with the licensing, testing, inspection, and regulation of certified weighers, scales with a capacity of greater than two thousand pounds, belt conveyers, in-motion railroad scales, and moisture meters. shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs.
- 35-14-128. Laboratory approval service condemnation. (2) The laboratory may require that specified standards submitted for calibration be cleaned or sanded, scraped, and painted before submission. Precision weights, volume, and length standards shall be cleaned and dried before submission. The fee for any metrology service shall be established by the agricultural commission TO COVER THE DIRECT AND INDIRECT COSTS ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE. For the fiscal year commencing on July 1, 2007, and for each subsequent fiscal year, seventy-five percent of the direct and indirect costs associated with metrology laboratory services, including the regulation of weighing and measuring device sales, installation, and service persons, shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs.
- (2) (a) A person required to be registered pursuant to section 35-60-103 (1) shall pay an annual registration fee as established by the agricultural commission. For the fiscal year commencing on July 1, 2007, and for each subsequent fiscal year, fifty percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE.
- (c) (I) For the fiscal year commencing on July 1, 20079, and for each subsequent fiscal year, fifty percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining

direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE.

### Commercial Feed

35-60-104. Registration fees. (2) (a) A person required to be registered pursuant to section 35-60-103 (1) shall pay an annual registration fee as established by the agricultural commission. For the fiscal year commencing on July 1, 20079, and for each subsequent fiscal year, fifty percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE.

35-60-105. Distribution fees – reports. (c) (I) For the fiscal year commencing on July 1, 20079, and for each subsequent fiscal year, fifty percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining-direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE.

## 12-16-105. License fee - renewal.

(1) (b) For the fiscal year commencing on July 1, 2007 2009 and for each subsequent fiscal year, twenty-five percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE.

12-16-205. Commodity handler or agent licenses - application requirements. (1)(b) For the fiscal year commencing on July 1, 2007 2009, and for each subsequent fiscal year, twenty-five percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE.

12-16-217. Inspection fees. 2) For the fiscal year commencing on July 1, 2007–2009, and for each subsequent fiscal year, twenty-five percent of the direct and indirect costs of administering and enforcing the provisions of this article shall be funded from the general fund. The agricultural commission shall establish a fee schedule to cover the remaining direct and indirect costs OF ADMINISTERING AND ENFORCING THE PROVISIONS OF THIS ARTICLE. The inspection fee shall be paid by the person, firm, corporation, or other organization requesting the service at the time it is rendered or as otherwise provided and authorized by the commission.