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Referred: State Affairs

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1 IN THE SENATE

2 SENATE BILL NO. 337

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 \* Section 1. AS 03.20.010 is amended to read:

9 Sec. 03.20.010. STATE AID. The state may grant aid to agricultural  
10 and industrial fair associations, incorporated under the laws of the  
11 state, to assist in the (1) operation [CONDUCT] and maintenance and  
12 (2) capital improvements of annual agricultural and industrial fairs.

13 \* Sec. 2. AS 03.20.020 is amended to read:

14 Sec. 03.20.020. AMOUNT AND CONDITIONS OF AID. (a) Fairs may  
15 be held each year in each of the house election districts and state  
16 aid for the operation and maintenance [CAPITAL IMPROVEMENT] of the fairs  
17 may not exceed the sum of \$25,000 [\$10,000] each for fairs having an  
18 annual event the 10 previous years and may not exceed \$8,000 [\$3,000]  
19 for other fairs held annually. The people of each district sponsoring  
20 a fair are not eligible for state aid unless they subscribe to spend  
21 from their own funds for that purpose an amount equal to the amount  
22 of the state aid and have or organize an agricultural and industrial  
23 fair association for the operation and maintenance [CAPITAL IMPROVEMENT]  
24 of the fairs. Each fair receiving state aid is open to entries by the  
25 people of the whole state and special provision shall be made for  
26 exhibits from boys' and girls' clubs.

27 (b) An agricultural and industrial fair association qualifying  
28 for and applying for operation and maintenance grants may also apply  
29 for capital improvement grants.

1 \* Sec. 3. AS 03.20.030 is amended to read:

2       Sec. 03.20.030. APPLICATION FOR AND GRANTING OF OPERATION AND  
3 MAINTENANCE AID. (a) Each agricultural and industrial fair association  
4 desiring to apply for an operation and maintenance grant [COME WITHIN  
5 THIS CHAPTER] shall apply to the commissioner before August 1 [JANU-  
6 ARY 31] of the year preceding the fiscal year for which the grant is  
7 sought [EACH YEAR]. It shall submit with the application a planned  
8 program of operation and maintenance of the proposed fair, the rules and  
9 regulations governing the fair, and a certificate signed by the president  
10 and secretary of the association, certifying that the association will  
11 spend for the proposed fair, a sum of money from their own funds  
12 equal in amount to the benefits requested under this chapter. When  
13 satisfied that the association is entitled to receive state aid under  
14 the provisions of this chapter, the commissioner shall have a warrant  
15 drawn in favor of the association, in the sum to which it is entitled.  
16 The commissioner shall pay annually the sum to be paid under the pro-  
17 visions of this chapter.

18       (b) The commissioner shall require each association receiving  
19 state operation and maintenance aid to furnish receipts for money paid  
20 to them. The commissioner may prescribe the form of the receipt.  
21 Each association shall furnish a statement executed and acknowledged  
22 by the president and secretary, covering the disbursements by the  
23 association of all operation and maintenance funds, for fairs held  
24 under this chapter. The statement shall definitely set forth that  
25 wherever any state aid money has been disbursed that a like amount of  
26 fair association fund money has been expended and that in no instance  
27 has the expenditure of state money exceeded the expenditure of fair  
28 association money. The association shall make a full report of receipts  
29 and expenditures including the sums expended for prizes and awards to

1 the commissioner and this report shall be transmitted to the next  
2 legislature.

3 (c) A sum equal to at least 25 per cent of the state operation  
4 and maintenance aid received under this chapter shall be used for  
5 premiums or transportation cost of exhibits. [NONE OF THE STATE AID  
6 FUNDS MAY BE USED FOR FACILITIES SPECIFICALLY DESIGNED FOR ENTERTAIN-  
7 MENT. HOWEVER, NOTHING IN THIS CHAPTER MAY BE CONSTRUED TO PREVENT  
8 THE USE OF THESE FUNDS FOR THE CONSTRUCTION OF ARENAS, AUDITORIUMS,  
9 EXHIBIT HALLS OR CONCESSION STANDS.]

10 \* Sec. 4. AS 03.20 is amended by adding a new section to read:

11 Sec. 03.20.035. APPLICATION FOR AND GRANTING OF CAPITAL IMPROVE-  
12 MENT AID. (a) Each agricultural and industrial fair association  
13 desiring to apply for a capital improvement grant shall apply to the  
14 commissioner before August 1 of the year preceding the fiscal year  
15 for which the grant is sought. It shall submit with the application  
16 a proposed long-term capital improvement plan of the fair covering  
17 five years from the time the application is submitted, which shall be  
18 certified by the president and secretary of the association as having  
19 been reviewed and approved by the governing body of the association.  
20 When satisfied that the association is entitled to receive state aid  
21 under the provisions of this section, the commissioner shall have a  
22 warrant drawn in favor of the association, in the sum to which it is  
23 entitled.

24 (b) Each association receiving state capital improvement aid  
25 shall furnish receipts to the commissioner for money paid to them.  
26 The commissioner shall prescribe the form of the receipt. The associ-  
27 ation shall make a full report of its receipts and expenditures made  
28 for capital improvements and this report shall be transmitted to the  
29 next legislature following the receipts and expenditures.

1 \* Sec. 5. AS 03.20.050 is amended to read:

2 Sec. 03.20.050. MORE THAN ONE ASSOCIATION AND FAIR PERMITTED.

3 Nothing in this chapter prohibits the formation of more than one agri-  
4 cultural and industrial fair association in each house election district  
5 or the holding of an agricultural and industrial fair in several places  
6 in each district. When more than one association is formed in a house  
7 election district or when a fair is held in more than one place in the  
8 district, the minimum operational aid is \$250. When more than one  
9 association applies for the benefits of this chapter, the commissioner  
10 shall divide the money allotted to the district among the applicants  
11 in proportion to the amount justified at the time of application.

12 \* Sec. 6. AS 03.20.060 is amended to read:

13 Sec. 03.20.060. EXPENDITURE OF AID FOR NONPERISHABLE EXHIBITS.

14 The commissioner may require an association to expend not more than 10  
15 per cent of the state operation and maintenance aid granted, for the  
16 purpose of buying nonperishable exhibits. Those exhibits shall be  
17 held by the association subject to the order of the commissioner.

18 \* Sec. 7. AS 03.20.070 is amended to read:

19 Sec. 03.20.070. FUNDS TO BE RETURNED IF UNEXPENDED OR IF NO FAIR  
20 HELD. (a) If an association has received state operation and mainten-  
21 ance funds under this chapter and fails to hold a fair in accordance  
22 with its program, or does not disburse all of the state funds paid to  
23 it for that purpose, the association shall return those funds, or the  
24 unexpended portions, to the department within 60 days after the date  
25 set for such fair. If an association fails to comply with this section  
26 the attorney general shall institute proceedings to recover the funds.

27 (b) If an association has received state capital improvement  
28 funds under this chapter and fails to expend them within five years for  
29 capital improvements designated in its long-term capital improvement

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plan in effect at the time of the grant, the commissioner may, after  
investigation, require that the unexpended funds be returned to the  
department.