

H B

538

MAR 1 1984



PHONE 277-8615 ● P.O. BOX 773 ● ANCHORAGE, ALASKA 99510
● LOCATION: 737 WEST 5TH AVENUE

A NON PROFIT CIVIC ORGANIZATION

February 28, 1984

Representative Rick Uehling
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

Dear Representative Uehling:

I have been in contact on several occasions this last week with John Gary from your office regarding proposed changes in the definition of a Fair in the State of Alaska.

First let me say for the Officers, Directors, and many Volunteers of the Anchorage Fur Rendezvous that we sincerely appreciate your efforts on our behalf.

It would appear that the main reason to change the definition as discussed with John would be to eliminate Rondy from the state funds now available to fairs.

While it is possible that, even with the change, we might qualify due to the many exhibits including homemaker crafts, baking, canning, knitting, 4H etc. as well as the livestock in the form of riding and draft horses, show and working dogs, llamas and other animals it would make it very difficult for us. This is the only funding we get from any governmental entity. It is these dollars that provide premiums for all the people who enter exhibits similar to and the same as the State Fair.

We hope your efforts to protect Fur Rendezvous in this matter will receive the support of Legislators from Anchorage and other areas.

As you are aware Rondy receives media attention throughout the United States and Canada as well as abroad and is one of the major draws for winter tourism. As such it is certainly a worthy investment of State funds.

Please let me know if we can provide additional information to support your efforts.

Sincerely,
C. Weymouth Bowles
C. Weymouth Bowles
Executive Director

CWB/ceh



A NON PROFIT CIVIC ORGANIZATION

ANCHORAGE FUR RENDEVOUS

PHONE 277 8615 ● P.O. BOX 773 ● ANCHORAGE, ALASKA 99510
● LOCATION: 737 WEST 5TH AVENUE

March 7, 1984

Representative Rick Uehling
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

Dear Representative Uehling:

This is a follow up to my last letter regarding the proposed changes in the definition fo a Fair in Alasks.

As I related to John Gary in our phone conversation on this date our main concern is in the use of the word and in the place of or in the sensitive areas of the definition.

This change would redefine an entity such as the Anchorage Fur Rendezvous if one facet of the Fair description is missing. Livestock competition for example.

We would very much appreciate your looking into this and if the effect of the change does produce the above results, working to eliminate the change from or to and.

Thank You.

Sincerely,

C. Weymouth Bowles

C. Weymouth Bowles
Executive Director

STATE OF ALASKA
THE LEGISLATURE


LEGISLATIVE AFFAIRS AGENCY

MAR 2 1984

POUCH Y STATE CAPITOL
JUNEAU, ALASKA 99811
907 465 3800

MEMORANDUM

March 2, 1984

SUBJECT: Effect of changing "or" to "and" in HB 538
TO: Representative Rick Uehling
FROM: Richard C. Folta
Legislative Counsel 

You have asked for an opinion on the effect of changing the word "or" to "and" on line 11, page 2 of HB 538. A review of court decisions indicate that the words as used in statutes are not usually interchangeable, being strictly of a conjunctive and disjunctive nature, and their ordinary meanings should be followed if it does not render the sense of the statute dubious. Barr v. Sun Exploration Co. Inc., 436 NE 2d 821, 824. "And" means in addition to, while "or" means one or the other of propositions, never both.

AS 03.20.080(1) lists fair activities. The use of the word "and" could be interpreted to mean that all activities listed must be included in a fair before it would be eligible for funding under AS 03.20.020. The use of the word "or" could be construed to mean that only some of the activities, but not all must be included in a fair before it would be eligible.

If the intent of the definition is to express choices of activities for fair eligibility then the word "or" would be better than "and".

RCF:ojb
J4/033

305

Ring Shul Lars Goll
Lisk Uehle Vask
Coud-

- 010 - Shultz - line 27 P1 change "and" to "or"
P2 line 10 "and" to "or"
- 035 - legal counsel opinion
- 055 Uehling - Q: Changes in Sec. 1 -
Shultz reviewed
gen'l discussion
- 120 - Liska - Q: Fiscal note is zero?
△ Ringstad - appropriation is year-by-year
according to DNR budget req.
- 135 - Larson - Who decides what one qualifies
Ringstad & DNR Div of Ag.
- 155 - Goll - Q: requirements of all 6 -
Ringstad △ not problem at this time
- 175 - Larson - apply by Aug 1st date - don't know
whether funds will come
Ringstad △ money for next year's fair
- 205 - Liska - Reservations about operations - Money-making?
Larson △ Alaska State fair is, but by end of year, receipts
do not cover expenses

(2)

235 Uehling - making \$\$ all year long -
Ringstad - state \$\$ small part

254 Shultz moved CS ~~CS~~ ^{with changes}, asked w/c no obj.

270 Uehling moved amend "shall to may" line 24, Pa 1
Goll objected -

Uehling - need more flexibility

Ringstad - supposed to be guidelines

Uehling, such as culinary exhibits not listed

302 Larson - "Agricultural and Industrial Fairs" misleading

312
Bill Naring - kept "and industrial" because wd have
to rewrite chapter. - stemmed from farm implements

330
Goll - legal Soc's should have been able to search
"and industrial" and change them

359
Vote - Yea Vaska, Uehling - Nay - Goll, Lista, Larson Shultz, King

362 - Motion - Uehling delete 4-H, FFA, Lista Obj -

373 - Larson - Should help grow leaders

378 - Vaska - Should open up to all other groups

Larson - wouldn't restrict others

(3)

390- Liska - 4H, FFA backbone of fairs

398- Vaska - amend wdn't eliminate

409- Goll - shouldn't

414- Larson - Student leadership org - better attendance
when compelled

420- Vaska - Restricted

427- Vote - Yea - Vask, Uehli, Nay Goll, Lisk, Lars, Shultz, Ring

440 Larson - should require some quality of exhibits

447- Shultz, moved CS HB 538, w/c. no obj.

458- Ringstad - mtg. Friday HB 529 3pm

463- Adjourn 345



Alaska State Legislature

HOUSE OF REPRESENTATIVES
COMMITTEE ON RESOURCES

JOHN RINGSTAD, CO-CHAIRMAN
RICHARD SHULTZ, CO-CHAIRMAN
POUCH V
JUNEAU, ALASKA 99811
(907) 465-3715

ANALYSIS OF PROPOSED CS

FOR HB 538

Section 1. The proposed change to AS 03.20.020(a) would eliminate the limit of one "basic grant" of \$10,000 per election district, regardless how many fairs may be operating or started up within a district. If existing statutes are enforced, multiple fairs within a district would have to compete with each other for the available basic grant, which would be divided among them. This has apparently not been a problem to date, however, with the change, each fair would be eligible for a basic \$10,000 grant of its own.

Section 2. This section provides a new subsection (d) to AS 03.20.030 which clearly defines what constitutes an "agricultural and industrial fair" by requiring competitive exhibits in each and every of the following six categories:

1. 4-H and FFA
2. Agriculture, industry, horticulture, plants & livestock
3. Potential of a renewable resource
4. Sewing, knitting, quilting and other household arts
5. Culinary exhibits (jams, breads, cakes, canning)
6. General interest (hobbies, arts, crafts, photography)

Section 3. This is a technical change to the definitions section of Chapter 20 to reflect the proposed definition in section 2 (above) of an "agricultural and industrial fair".

Section 4. This section would repeal current language which pro-rates the basic grant available to an election district among the fairs which apply and are eligible for state assistance.

DRAFT

Original sponsor: Shultz

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 538 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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

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

9 * Section 1. AS 03.20.020(a), is amended to read:

10 (a) Fairs may be held each year within the state [IN EACH OF THE
11 HOUSE ELECTION DISTRICTS,] and state aid for the operation and mainte-
12 nance of the fairs may not exceed a basic grant of \$10,000; however,
13 fairs in existence five years or longer may receive an increment grant
14 not to exceed \$2,500 per year of existence to a maximum of \$75,000.
15 The people [OF EACH DISTRICT] sponsoring a fair are not eligible for
16 state aid unless they subscribe to spend from their own funds for that
17 purpose an amount equal to the amount of the state aid and have or
18 organize an agricultural and industrial fair association for the
19 operation and maintenance of the fairs. Each fair receiving state aid
20 is open to entries by the people of the whole state and special pro-
21 vision shall be made for exhibits from boys' and girls' clubs.

22 * Sec. 2. AS 03.20.030 is amended by adding a new subsection to read:

23 (d) In order to receive funds as an agricultural and industrial
24 fair, a fair shall include competitive exhibits

25 (1) by a 4-H club or a Future Farmers of America chapter;

26 (2) relating to agriculture, industry, horticulture, native
27 plants and livestock;

28 (3) indicating past, present, or future potential of a
29 renewable resource that is related to the community, region, or state;

1 (4) showing household arts such as sewing, knitting, and
2 quilting;

3 (5) showing culinary exhibits such as canned vegetables,
4 jams, breads, and cakes; and

5 (6) including general interest subjects such as hobbies,
6 arts, crafts, photography, and school education.

7 * Sec. 3. AS 03.20.080(1) is amended to read:

8 (1) "agricultural and industrial fair" means a community,
9 regional or state fair that includes in its activities exhibits of
10 agriculture, industry, horticulture, native plants, livestock, ^{or} and
11 related domestic arts produced in the community, region, or state [
12 THE MAJOR FOCUS OF WHICH IS DISPLAYS, EXHIBITIONS, DEMONSTRATIONS,
13 CONTESTS OR PROMOTIONS OF AGRICULTURAL OR INDUSTRIAL CONCERN TO THE
14 REGION IN WHICH THE FAIR IS LOCATED, OR ANY FAIR WHICH, BEFORE JULY 1,
15 1980, HAS RECEIVED A GRANT UNDER THIS CHAPTER];

16 * Sec. 4. AS 03.20.050 is repealed.
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