

1 **STATE FAIR CORPORATION BOARD AMENDMENTS**

2 2014 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Mike K. McKell**

5 Senate Sponsor: John L. Valentine

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies Title 63H, Chapter 6, Utah State Fair Corporation Act, by amending
10 provisions regarding the Utah State Fair Corporation board of directors.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ provides that certain Utah State Fair Corporation board members must be residents
14 of different counties;
- 15 ▶ adds the director of the Division of Facilities Construction and Management and the
16 commissioner of agriculture and food to the board; and
- 17 ▶ makes technical changes.

18 **Money Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 None

22 **Utah Code Sections Affected:**

23 AMENDS:

24 **63H-6-104**, as renumbered and amended by Laws of Utah 2011, Chapter 370

26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **63H-6-104** is amended to read:

28 **63H-6-104. Board of Directors -- Membership -- Term -- Quorum -- Vacancies.**

29 (1) The corporation is governed by a board of directors.

30 (2) The board is composed of 13 members as follows:
31 (a) the director of the Division of Facilities Construction and Management or the
32 director's designee;
33 (b) the commissioner of agriculture and food or the commissioner's designee; and
34 (c) 11 members appointed by the governor with the consent of the Senate[-] as follows:
35 ~~[(3) The governor shall ensure that:]~~
36 ~~[(a)]~~ (i) two members of the board who are residents of Salt Lake County in which the
37 state fair is held;
38 ~~[(b) there is at least one member of the board from each judicial district;]~~
39 ~~[(c) two members of the board are residents of the First Congressional District;]~~
40 ~~[(d) two members of the board are residents of the Second Congressional District;]~~
41 ~~[(e) two members of the board are residents of the Third Congressional District; and]~~
42 (ii) seven members of the board who are not residents of Salt Lake County and are
43 each a resident of a different county than any other member under this Subsection (2)(c)(ii);
44 and
45 ~~[(f)]~~ (iii) two members of the board who represent agricultural interests.
46 ~~[(4)]~~ (3) (a) (i) Except as provided in Subsection [(4)] (3)(a)(ii), the governor shall
47 appoint board members to serve terms that expire on the December 1 four years after the year
48 that the board member was appointed.
49 (ii) In making appointments to the board, the governor shall ensure that the terms of
50 approximately 1/4 of the board expire each year.
51 (b) Except as provided in Subsection [(4)] (3)(c), appointed board members serve until
52 their successors are appointed and qualified.
53 (c) (i) If [a] an appointed board member is absent from three consecutive board
54 meetings without excuse, that member's appointment is terminated, the position is vacant, and
55 the governor shall appoint a replacement.
56 (ii) The governor may remove [any] an appointed member of the board at will.
57 (d) The governor shall fill any vacancy that occurs on the board for any reason by

58 appointing a person according to the procedures of this section for the unexpired term of the
59 vacated member.

60 [~~(5)~~] (4) The governor shall select the board's chair.

61 [~~(6)~~] (5) [~~Six~~] Seven members of the board are a quorum for the transaction of
62 business.

63 [~~(7)~~] (6) The board may elect a vice chair and any other board offices.