

Representative Mike K. McKell proposes the following substitute bill:

STATE FAIR CORPORATION BOARD AMENDMENTS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike K. McKell

Senate Sponsor: John L. Valentine

LONG TITLE

General Description:

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

Highlighted Provisions:

This bill:

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

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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 ~~H~~→ **or the**
31a **director's designee** ~~H~~ ;

32 (b) the commissioner of agriculture and food ~~H~~→ **or the commissioner's**
32a **designee** ~~H~~ ; and

33 (c) 11 members appointed by the governor with the consent of the Senate[-] as follows:

34 ~~[(3) The governor shall ensure that:]~~

35 ~~[(a)]~~ (i) two members of the board who are residents of Salt Lake County in which the
36 state fair is held;

37 ~~[(b) there is at least one member of the board from each judicial district;]~~

38 ~~[(c) two members of the board are residents of the First Congressional District;]~~

39 ~~[(d) two members of the board are residents of the Second Congressional District;]~~

40 ~~[(e) two members of the board are residents of the Third Congressional District; and]~~

41 (ii) seven members of the board who are not residents of Salt Lake County and are
42 each a resident of a different county than any other member under this Subsection (2)(c)(ii);

43 and

44 ~~[(f)]~~ (iii) two members of the board who represent agricultural interests.

45 ~~[(4)]~~ (3) (a) (i) Except as provided in Subsection ~~[(4)]~~ (3)(a)(ii), the governor shall
46 appoint board members to serve terms that expire on the December 1 four years after the year
47 that the board member was appointed.

48 (ii) In making appointments to the board, the governor shall ensure that the terms of
49 approximately 1/4 of the board expire each year.

50 (b) Except as provided in Subsection ~~[(4)]~~ (3)(c), appointed board members serve until
51 their successors are appointed and qualified.

52 (c) (i) If ~~[a]~~ an appointed board member is absent from three consecutive board
53 meetings without excuse, that member's appointment is terminated, the position is vacant, and
54 the governor shall appoint a replacement.

55 (ii) The governor may remove ~~[any]~~ an appointed member of the board at will.

56 (d) The governor shall fill any vacancy that occurs on the board for any reason by

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

59 ~~[(5)]~~ (4) The governor shall select the board's chair.

60 ~~[(6)]~~ (5) [~~Six~~] Seven members of the board are a quorum for the transaction of
61 business.

62 ~~[(7)]~~ (6) The board may elect a vice chair and any other board offices.