

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2017:

▶ to the Legislature - Senate, as an ongoing appropriation:

- from the General Fund, ~~H→ [\$15,000]~~ \$10,000 ~~←H~~ ;

▶ to the Legislature - House of Representatives, as an ongoing appropriation:

- from the General Fund, ~~H→ [\$15,000]~~ \$10,000 ~~←H~~ ;

▶ to the Legislature - Office of Legislative Research and General Counsel, as an ongoing appropriation:

- from the General Fund, ~~H→ [\$40,000]~~ \$35,000 ~~←H~~ .

Other Special Clauses:

None

Utah Code Sections Affected:**AMENDS:**

63B-18-302, as enacted by Laws of Utah 2009, Chapter 134

63H-6-101, as renumbered and amended by Laws of Utah 2011, Chapter 370

63H-6-102, as renumbered and amended by Laws of Utah 2011, Chapter 370

63H-6-103, as last amended by Laws of Utah 2012, Chapters 20 and 347

63H-6-104, as last amended by Laws of Utah 2014, Chapter 139

63H-6-107, as renumbered and amended by Laws of Utah 2011, Chapter 370

ENACTS:

63H-6-104.5, Utah Code Annotated 1953

63H-6-108, Utah Code Annotated 1953

63H-6-109, Utah Code Annotated 1953

63H-6-201, Utah Code Annotated 1953

63H-6-202, Utah Code Annotated 1953

63H-6-203, Utah Code Annotated 1953

63H-6-204, Utah Code Annotated 1953

63H-6-205, Utah Code Annotated 1953

REPEALS:

63A-5-306, as last amended by Laws of Utah 2011, Chapter 370

source, including any grants or appropriations from any department, agency, or instrumentality of the United States or Utah;

(d) appropriations made to the fund by the Legislature; ~~and~~

(e) revenue received under an agreement described in Subsection 63H-6-109(2); and

~~(f)~~ (f) any other income obtained by the corporation.

(3) (a) The fund shall earn interest.

(b) All interest earned on fund money shall be deposited into the fund.

(4) The executive director may use fund money to operate, maintain, and support the Utah state fair, the state fair park, and other expositions sponsored by the corporation.

Section 8. Section **63H-6-108** is enacted to read:

63H-6-108. Operation of the state fair park.

(1) The corporation shall:

(a) operate and maintain the state fair park in accordance with the facility maintenance standards approved by the State Building Board;

(b) pay for all costs associated with operating and maintaining the state fair park;

(c) obtain approval from the division before the corporation commences capital developments on the state fair park that involve:

(i) ~~H~~→ [the] a ~~←H~~ construction ~~H~~→ [of new space] project ~~←H~~ that costs more than \$250,000; or

(ii) the construction of a new building that costs more than \$1,000,000;

~~H~~→ (d) obtain a building permit from the division before commencing an activity that requires a building permit;

(e) ensure that:

(i) any design plan related to the state fair park satisfies any applicable design standards established by the division or the State Building Board; and

(ii) construction performed on the state fair park satisfies any applicable construction standards established by the division or the State Building Board;

~~(f)~~ (f) ~~←H~~ for any new construction project on the state fair park that costs \$250,000 or more:

(i) notify the division before commencing the new construction project; and

(ii) coordinate with the division regarding review of design plans and construction management;

~~H~~→ ~~(f)~~ (g) ~~←H~~ obtain approval from the division before the corporation makes any alteration or

329 addition to the water system, heating system, plumbing system, air conditioning system, or
330 electrical system;
331 ~~Ĥ→ [(f)]~~ **(h)** ~~←Ĥ~~ obtain approval from the State Building Board before the corporation
331a demolishes a
332 building or facility on the state fair park;
333 ~~Ĥ→ [(g)]~~ **(i)** ~~←Ĥ~~ keep the state fair park fully insured to protect against loss or damage by
333a fire.
334 vandalism, or malicious mischief;
335 ~~Ĥ→ [(h)]~~ **(j)** ~~←Ĥ~~ in accordance with Subsection (3), at the corporation's expense, and for the
335a mutual

benefit of the division, maintain general public liability insurance in an amount equal to at least \$1,000,000 through one or more companies that are:

(i) licensed to do business in the state;

(ii) selected by the corporation; and

(iii) approved by the division and the Division of Risk Management;

~~H→~~ [(f)] (k) ~~←H~~ ensure that the division is an additional insured with primary coverage on each

insurance policy that the corporation obtains in accordance with this section;

~~H→~~ [(j)] (l) ~~←H~~ give the division notice at least 30 days before the day on which the corporation

cancels any insurance policy that the corporation obtains in accordance with this section; and

~~H→~~ [(k)] (m) ~~←H~~ if any lien is recorded or filed against the state fair park as a result of an act or

omission of the corporation, cause the lien to be satisfied or cancelled within 10 days after the day on which the corporation receives notice of the lien.

(2) The State Building Board shall notify the State Historic Preservation Office of any State Building Board meeting at which the State Building Board will consider approval to demolish a facility on the state fair park.

(3) The general public liability insurance described in Subsection (1) ~~H→~~ [(h)] (j) ~~←H~~ shall:
(a) insure against any claim for personal injury, death, or property damage that occurs at the state fair park; and

(b) be a blanket policy that covers all activities of the corporation.

(4) The division shall administer any capital improvements on the state fair park that cost more than \$250,000.

(5) Upon 24 hours notice to the corporation, the division may enter the state fair park to inspect the state fair park and make any repairs that the division determines necessary.

(6) If the corporation no longer operates as an independent public nonprofit corporation as described in this chapter, the state shall assume the responsibilities of the corporation under any contract that is:

(a) in effect as of the day on which the status of the corporation changes; and

(b) for the lease, construction, or development of a building or facility on the state fair park.

(7) (a) A debt or obligation contracted by the corporation is a debt or obligation of the corporation.

to perform every term, provision, and covenant contained in a contract of the corporation with
or for the benefit of the obligee; and

(b) require the corporation to carry out the covenants and agreements of the corporation
and to fulfill the duties imposed on the corporation by this part; and

(2) by suit, action, or proceeding in equity enjoin an act that is unlawful or violates the
rights of the obligee.

Section 15. **Repealer.**

This bill repeals:

Section **63A-5-306, Leasing of state fair park -- Lease -- Terms -- Demolition of
facilities -- Limits on debt or obligations.**

Section 16. **Appropriation.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following sums of money
are appropriated from resources not otherwise appropriated, or reduced from amounts
previously appropriated, out of the funds or amounts indicated. These sums of money are in
addition to amounts previously appropriated for fiscal year 2017.

To Legislature - Senate

From General Fund $\hat{H} \rightarrow [\text{\$15,000}] \text{\$10,000} \leftarrow \hat{H}$

Schedule of Programs:

Administration $\hat{H} \rightarrow [\text{\$15,000}] \text{\$10,000} \leftarrow \hat{H}$

To Legislature - House of Representatives

From General Fund $\hat{H} \rightarrow [\text{\$15,000}] \text{\$10,000} \leftarrow \hat{H}$

Schedule of Programs:

Administration $\hat{H} \rightarrow [\text{\$15,000}] \text{\$10,000} \leftarrow \hat{H}$

To Legislature - Office of Legislative Research and General Counsel

From General Fund $\hat{H} \rightarrow [\text{\$40,000}] \text{\$35,000} \leftarrow \hat{H}$

Schedule of Programs:

Administration $\hat{H} \rightarrow [\text{\$40,000}] \text{\$35,000} \leftarrow \hat{H}$