

STATE FAIR PARK BOARD AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Schultz

Senate Sponsor: Kevin T. Van Tassell

LONG TITLE

General Description:

This bill modifies provisions related to the Utah State Fair Corporation Act.

Highlighted Provisions:

This bill:

▶ adds an additional member, recommended by the Utah Farm Bureau Federation, to the board of directors of the Utah State Fair Corporation; and

▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63H-6-104, as last amended by Laws of Utah 2016, Chapter 301

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

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

63H-6-104. Board of directors -- Membership -- Term -- Quorum -- Vacancies --

Duties.

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



- 28 (2) The board is composed of members as follows:
- 29 (a) the director of the Division of Facilities Construction and Management or the
- 30 director's designee;
- 31 (b) the commissioner of agriculture and food or the commissioner's designee;
- 32 (c) two members, appointed by the president of the Senate, who have business related
- 33 experience and are not legislators;
- 34 (d) two members, appointed by the speaker of the House, who have business related
- 35 experience and are not legislators;
- 36 (e) [~~four~~] five members appointed by the governor with the consent of the Senate as
- 37 follows:
- 38 (i) two members who represent agricultural interests; [~~and~~]
- 39 (ii) two members who have business related experience; and
- 40 (iii) one member who is recommended by the Utah Farm Bureau Federation;
- 41 (f) one member, appointed by the mayor of Salt Lake City with the consent of the
- 42 Senate, who is a resident of the neighborhood located adjacent to the state fair park;
- 43 (g) a representative of Salt Lake County, if Salt Lake County is party to an executed
- 44 lease agreement with the corporation; and
- 45 (h) a representative of the Days of '47 Rodeo, if the Days of '47 Rodeo is party to an
- 46 executed lease agreement with the corporation.
- 47 (3) (a) (i) Except as provided in Subsection (3)(a)(ii), a board member appointed under
- 48 Subsection (2)(c), (d), (e), or (f) shall serve a term that expires on the December 1 four years
- 49 after the year that the board member was appointed.
- 50 (ii) In making appointments to the board, the president of the Senate, the speaker of the
- 51 House, the governor, and the mayor of Salt Lake City shall ensure that the terms of
- 52 approximately 1/4 of the appointed board members expire each year.
- 53 (b) Except as provided in Subsection (3)(c), appointed board members serve until their
- 54 successors are appointed and qualified.
- 55 (c) (i) If an appointed board member is absent from three consecutive board meetings
- 56 without excuse, that member's appointment is terminated, the position is vacant, and the
- 57 individual who appointed the board member shall appoint a replacement.
- 58 (ii) The president of the Senate, the speaker of the House, the governor, or the mayor of

59 Salt Lake City, as applicable, may remove an appointed member of the board at will.

60 (d) The president of the Senate, the speaker of the House, the governor, or the mayor of
61 Salt Lake City, as appropriate, shall fill any vacancy that occurs on the board for any reason by
62 appointing an individual in accordance with the procedures described in this section for the
63 unexpired term of the vacated member.

64 (4) The governor shall select the board's chair.

65 (5) A majority of the members of the board is a quorum for the transaction of business.

66 (6) The board may elect a vice chair and any other board offices.

67 (7) The board may create one or more subcommittees to advise the board on any issue
68 related to the state fair park.

69 (8) In carrying out the board's duties under this chapter, the board shall cooperate with
70 and, upon request, appear before the State Fair Park Committee.

71 (9) No later than November 30 of each year, the board shall provide the following to
72 the State Fair Park Committee:

73 (a) a report on the general state of the financial and business affairs of the corporation;

74 (b) a report on that year's annual exhibition described in Subsection [63H-6-103\(4\)\(j\)](#),
75 including the exhibition's attendance, operations, and revenue;

76 (c) any appropriation request that the board plans to submit to the Legislature; and

77 (d) any other report that the State Fair Park Committee requests.