RA 26-393

FAIR BOARD[371]

Regulatory Analysis

Notice of Intended Action to be published: 371—Chapter 7
"Interim Events"

Iowa Code section(s) or chapter(s) authorizing rulemaking: 173.14, 173.14A(7), and 173.17
State or federal law(s) implemented by the rulemaking: Iowa Code chapter 173

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

December 1, 2026 11 to 11:30 a.m.	Microsoft Teams meeting teams.microsoft.com/meet/284948346636326?p=3dtap1LeQ4hdthk7kH Meeting ID: 284 948 346 636 326 Passcode: so2iy3TJ

Public Comment

Any interested person may submit written comments concerning this Regulatory Analysis, which must be received by the Fair Board no later than 4:30 p.m. on the date of the public hearing. Comments should be directed to:

Jeremy Parsons
Iowa State Fair
P.O. Box 57130
Des Moines, Iowa 50317
Email: jparsons@iowastatefair.org

Purpose and Summary

This proposed chapter outlines the rules and regulations governing interim events held on the Iowa State Fairgrounds. This proposed chapter was reviewed as part of the Red Tape Review process laid out in Executive Order 10. As a result of this review, restrictive terms were removed, areas that were duplicative were combined or eliminated, and editorial updates were made to processes and procedures to ensure they reflect current policies and procedures.

Analysis of Impact

1. **Persons affected by the proposed rulemaking:**

- **Classes of persons that will bear the costs of the proposed rulemaking:**

Individuals or groups who are contracting with the Board to host events on the Iowa State Fairgrounds during the non-Iowa State Fair (or interim period) will be required to have liability insurance and pay rental fees.

- **Classes of persons that will benefit from the proposed rulemaking:**

Those contracting with the Board to host events on the Iowa State Fairgrounds during the non-Iowa State Fair (or interim period) will benefit from having clear, concise, and accurate rules. Iowans who attend these interim events will benefit from a well-organized and safe experience.

2. **Impact of the proposed rulemaking, economic or otherwise, including the nature and amount of all the different kinds of costs that would be incurred:**

- **Quantitative description of impact:**

While this proposed rulemaking contemplates rental fees and insurance, those fees are necessary for the Board to ensure a safe and functioning facility.

- **Qualitative description of impact:**

While this proposed rulemaking contemplates rental fees and insurance, those fees are necessary for the Board to ensure a safe and functioning facility.

3. **Costs to the State:**

- **Implementation and enforcement costs borne by the agency or any other agency:**

No costs are expected.

- **Anticipated effect on State revenues:**

There is no anticipated effect on State revenues.

4. **Comparison of the costs and benefits of the proposed rulemaking to the costs and benefits of inaction:**

The benefit will be an updated chapter revised in compliance with Executive Order 10 and will provide additional liability protections to the Iowa State Fair and the State.

5. **Determination whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rulemaking:**

Not applicable.

6. **Alternative methods considered by the agency:**

- **Description of any alternative methods that were seriously considered by the agency:**

Not applicable.

- **Reasons why alternative methods were rejected in favor of the proposed rulemaking:**

There are no alternatives because this review is required by Executive Order 10.

Small Business Impact

If the rulemaking will have a substantial impact on small business, include a discussion of whether it would be feasible and practicable to do any of the following to reduce the impact of the rulemaking on small business:

- Establish less stringent compliance or reporting requirements in the rulemaking for small business.
- Establish less stringent schedules or deadlines in the rulemaking for compliance or reporting requirements for small business.
- Consolidate or simplify the rulemaking's compliance or reporting requirements for small business.
- Establish performance standards to replace design or operational standards in the rulemaking for small business.
- Exempt small business from any or all requirements of the rulemaking.

If legal and feasible, how does the rulemaking use a method discussed above to reduce the substantial impact on small business?

There is no expected impact on small business.

Text of Proposed Rulemaking

ITEM 1. Rescind 371—Chapter 7 and adopt the following **new** chapter in lieu thereof:

CHAPTER 7
INTERIM EVENTS

371—7.1(173) Interim events. Interim events are events held on the Iowa state fairgrounds at times other than the Iowa state fair.

371—7.2(173) Policy, insurance, concessions and security.

7.2(1) *Policy.* According to Iowa Code section 173.14(7), the fair board has the authority to grant written permission to individuals and organizations to use the Iowa state fairgrounds and its facilities when the Iowa state fair is not in progress.

a. Preference in scheduling shall be given to promoters who have previously sponsored the same interim events.

b. All license agreements shall be based on scheduled rates and published lists of buildings, equipment, and services available. Scheduled rates will be approved by the fair board. If any rate change needs to be made during the year because of emergency, the change will be made at an open regular meeting with this item on a published agenda.

c. Secretary may grant variances from listed policies and charges subject to fair board review.

d. A 1.5 percent per month penalty charge on unpaid bills will commence 30 days after original billing. (This amounts to an annual percentage rate of 18 percent.)

e. Terms of license agreements regarding the use of facilities shall be negotiated based upon event requirements, services rendered, and availability.

f. A building deposit is required to secure an event date.

g. No event shall run past midnight without written consent of the fair board.

h. Decorating guidelines are available with the license agreement or upon request.

i. The Iowa state fair reserves the right to cancel the license agreement when the facility is required pursuant to declaration of public necessity, emergency use, an act of God or a legislative action resulting in dissolution of the Iowa state fair. A refund will be made for the deposit.

j. Licensee is responsible for all damages.

k. Licensee will not sell or assign the license agreement or sublet premises outlined in the agreement without written consent of the fair board.

7.2(2) *Insurance requirements.*

a. All persons as defined by Iowa Code section 4.1(20) must provide liability insurance jointly protecting the licensee; the state of Iowa; the Iowa state fair authority; and the Iowa state fair authority's officers, employees and agents.

b. The coverage shall provide liability insurance in the minimum of $1 million bodily injury for any person and $1 million for each occurrence, including spectator protection.

c. Evidence of this insurance must be presented to the Iowa state fair staff in time for review and approval 14 days prior to use of any Iowa state fairgrounds facility by the licensee.

7.2(3) *Concessions.*

a. The Iowa state fair reserves all concession rights.

b. Concessions shall be subject to the rules contained in 371—Chapter 4.

7.2(4) *Security.*

a. Security and other services are available at a rate set by the Iowa state fair.

b. It is the responsibility of the Iowa state fair board to determine when these services are needed and will be used.

These rules are intended to implement Iowa Code section 173.15.