

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 fairgrounds and its facilities when the 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. Scheduled rates will be approved by the Iowa state 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. In any area when gate admission is charged in addition to regular rental rates, 10 percent of gross receipts after sales tax will be added.

c. Secretary may grant variances from listed policies and charges subject to 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. Deposit amount is generally one day's rent for the facility being rented.

g. No event shall run past midnight without written consent of the Iowa state 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 or act of God or 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 Iowa state 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, state of Iowa, Iowa state fair authority, their officers, employees and agents.

b. The coverage shall provide liability insurance in the minimum of \$1 million bodily injury for any person, \$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 facility by the licensee.

d. For auto races or hazardous events, the requirements of paragraphs 7.2(2) "a" to "c" apply, and the minimal insurance will be \$1 million for each occurrence.

7.2(3) Concessions.

a. The Iowa state fair reserves all concession rights.

b. The Iowa state fair shall charge an amount not to exceed 25 percent of the gross sales from facilities provided by the Iowa state fair and from those other than fair-owned facilities.

c. Concessions shall be subject to the rules contained in 371—Chapter 3.

7.2(4) Security.

a. Security and other services are available at a rate set by the Iowa state fair (see 7.2(1) "b" above) and a rate schedule may be obtained by writing the Iowa state fair board.

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

This rule is intended to implement Iowa Code section 173.15.