

Senate Amendment 5141

Amendment Text

PAG LIN

1 1 Amend [Senate File 2037](#) as follows:
1 2 #1. Page 1, by striking lines 1 through 5 and
1 3 inserting the following:
1 4 "Sec. ____ Section [173.1](#), Code 1997, is amended to
1 5 read as follows:
1 6 173.1 STATE FAIR AUTHORITY.
1 7 The Iowa state fair authority is established as a
1 8 public instrumentality of the state. The authority is
1 9 not an agency of state government. However, the
1 10 authority is considered a state agency and its
1 11 employees state employees for the purposes of chapters
1 12 17A, 20, 91B, 97B, 509A, and 669. The authority is
1 13 established to conduct an annual state fair and
1 14 exposition on the Iowa state fairgrounds and to
1 15 conduct other interim events consistent with its
1 16 rules. The powers of the authority are vested in the
1 17 Iowa state fair board.

~~The Iowa state fair board~~

~~1 18~~

~~consists of the following:~~

~~1 19~~

~~1. The governor of the state, the secretary of~~

~~1 20~~

~~agriculture, and the president of the Iowa state~~

~~1 21~~

~~university of science and technology or their~~

~~1 22~~

~~qualified representatives.~~

~~1 23~~

~~2. Two directors from each congressional district~~

~~1 24~~

~~to be elected at a convention as provided in section~~

~~1 25~~

~~173.2.~~

~~1 26~~

~~3. A president and vice president to be elected by~~

~~1 27~~

~~the state fair board from the elected directors.~~

1 28

~~4. A treasurer to be elected by the board who~~

1 29

~~shall serve as a nonvoting member.~~

1 30

~~5. A secretary to be elected by the board who~~

1 31

~~shall serve as a nonvoting member.~~

1 32 Sec. _____. NEW SECTION. 173.1A MEMBERSHIP.

1 33 The Iowa state fair board consists of eleven
1 34 members who shall be selected from the citizens of the
1 35 state at large solely with regard to their
1 36 qualifications and fitness to discharge the duties of
1 37 the office. Not more than six members shall be of the
1 38 same political party. However, two members shall be
1 39 selected from each congressional district. Ten
1 40 members shall be nominated for consideration by the
1 41 governor at a convention as provided in section 173.2.
1 42 The secretary shall serve as the eleventh member.

1 43 Sec. _____. NEW SECTION. 173.1B APPOINTMENT
1 44 TERM OF OFFICE.

1 45 The members of the Iowa state fair board shall be
1 46 appointed by the governor subject to confirmation by
1 47 the senate. The term of each member of the board
1 48 shall be for six years. The terms of three members of
1 49 the board shall begin and expire in each odd-numbered
1 50 year as provided in section 69.19.

2 1 Sec. _____. NEW SECTION. 173.1C REMOVAL.

2 2 The governor, with the approval of a majority of
2 3 the senate during a session of the general assembly,
2 4 may remove any member of the Iowa state fair board for
2 5 malfeasance in office, or for any cause which would
2 6 render the member ineligible for appointment or
2 7 incapable or unfit to discharge the duties of office,
2 8 and the member's removal, when so made, shall be
2 9 final.

2 10 Sec. _____. NEW SECTION. 173.1D SUSPENSION.

2 11 When the general assembly is not in session, the
2 12 governor may suspend any member disqualified for the
2 13 reasons set forth in section 173.1C and shall appoint
2 14 another person to fill the vacancy thus created,
2 15 subject to the approval of the senate when next in
2 16 session."

2 17 #2. Page 1, line 10, by striking the word
2 18 "ELECTION" and inserting the following: "NOMINATION".

2 19 #3. Page 1, line 18, by striking the word
2 20 "elected" and inserting the following: "nominated to
2 21 the governor for appointment".

2 22 #4. Page 1, line 28, by striking the word and
2 23 figure "subsection 2" and inserting the following:
2 24 "subsections 1 and 2".

2 25 #5. Page 1, line 28, by striking the word "is" and
2 26 inserting the following: "are".

2 27 #6. Page 1, by inserting after line 29 the
2 28 following:

2 29 "1.

~~The convention shall establish staggered terms~~

2 30

~~of office for the elected directors. Notwithstanding~~

2 31

~~section 173.6, the convention may establish terms of~~

2 32

~~office for initial elected directors for more or less~~

2 33

~~than two years.~~

2 34 #7. Page 1, line 30, by striking the figure "2."
2 35 and inserting the following: "

~~2.~~

2 36 #8. Page 1, line 30, by striking the word "elect"
2 37 and inserting the following: "

~~elect~~

~~nominate".~~

2 38 #9. Page 1, line 35, by striking the words and
2 39 figure "unnumbered paragraph 2,".

2 40 #10. Page 2, by inserting after line 1 the
2 41 following:

2 42 "173.6 TERMS OF OFFICE.

2 43 The term of the president and vice president of the
2 44 board shall be one year. A person shall not hold the
2 45 office of president for more than three consecutive
2 46 years, plus any portion of a year in which the person
2 47 was first

~~elected by the board~~

~~appointed to fill a~~

2 48 vacancy."

2 49 #11. Page 2, by striking lines 2 and 3 and
2 50 inserting the following: "

~~A member of the board who~~

3 1

~~is a director, elected as provided in section 173.1,~~

3 2

~~shall serve a term of two years.~~

3 3 #12. Page 2, line 7, by striking the word
3 4 "elected" and inserting the following: "

~~elected~~

3 5 appointed".

3 6 #13. Page 2, by inserting after line 12 the
3 7 following:

3 8 "Sec. _____. Section [173.7](#), Code 1997, is amended to
3 9 read as follows:

3 10 "173.7 VACANCIES.

3 11 If

~~, after the adjournment of the convention,~~

~~- a~~

3 12 vacancy occurs in the office of any member of the
3 13 board

~~- elected by the convention~~

~~- the~~

~~- board~~

~~- governor~~

3 14 shall fill the vacancy

~~- by election~~

~~-~~

~~- The elected~~

~~-~~

3 15

~~- member shall qualify at once and serve until noon of~~

~~-~~

3 16

~~- the day following the adjournment of the next~~

~~-~~

3 17

~~- convention. If, by that time, the member elected by~~

~~-~~

3 18

~~- the board will not have completed the full term for~~

~~-~~

3 19

~~- which the member's predecessor was elected, the~~

~~-~~

3 20

~~- convention shall elect a member to serve for the~~

~~-~~

3 21

~~- unexpired portion of the term. The member elected by~~

~~-~~

3 22

~~- the convention shall qualify at the same time as other~~

~~-~~

3 23

~~- members elected by the convention.~~

~~-~~

3 24 Sec. ____ . Section [173.8](#), Code 1997, is amended to

3 25 read as follows:

3 26 173.8 COMPENSATION AND EXPENSES.

3 27 A member of the Iowa state fair board

~~- elected at~~

~~-~~

3 28

~~- the annual convention~~

~~- shall be paid a per diem as~~

3 29 specified in section 7E.6 and shall be reimbursed for

3 30 actual and necessary expenses incurred while engaged
3 31 in official duties. All per diem and expense moneys
3 32 paid to a member shall be paid from funds of the state
3 33 fair board.
3 34 Sec. _____. Section [173.9](#), unnumbered paragraph 1,
3 35 Code 1997, is amended to read as follows:
3 36 The

~~board~~
- governor shall appoint a secretary who
3 37 shall serve at the pleasure of the

~~board~~
- governor.
3 38 The secretary shall do all of the following:
3 39 Sec. _____. Section [173.9](#), subsection 5, Code 1997,
3 40 is amended to read as follows:
3 41 5. Perform other duties as the

~~board~~
- governor
3 42 directs.
3 43 Sec. _____. Section [173.10](#), Code 1997, is amended to
3 44 read as follows:
3 45 173.10 SALARY OF SECRETARY.
3 46 The secretary shall receive the salary fixed by the
3 47

~~board~~
- governor. "
3 48 #14. Title page, line 2, by striking the word
3 49 "election" and inserting the following:
3 50 "appointment".
4 1
4 2
4 3 _____
4 4 MIKE [CONNOLLY](#)
4 5 [SF 2037.502](#) 77
4 6 da/jw/28