

FEB 19 1980

Place On Calendar

HOUSE FILE 2476

By COMMITTEE ON STATE GOVERNMENT  
(formerly SB 530)

*substituted for SF 2233*

Passed House, Date 3-3-80 (p 137) Passed Senate, Date 3-5-80 (p 124)  
Vote: Ayes 92 Nays 0 Vote: Ayes 43 Nays 2  
Approved March 11, 1980

### A BILL FOR

1 An Act relating to the state and county funding of a county  
2 fair by providing for a referendum.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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2476

HOUSE FILE 2476

H-5336

1 Amend House File 2476 as follows:  
2 1. Page 2, line 10, by inserting after the word  
3 "society." the following:  
4 "In addition, one percent of the gross sum wagered  
5 through the pari-mutuel system shall be distributed  
6 to the counties on a population basis. By May 15,  
7 1981, the general assembly shall establish a pari-  
8 mutuel racing commission and specify its powers and  
9 duties."

H-5336 FILED

BY WOODS of Polk

FEBRUARY 28, 1980

*Revised not approved 2/3 (p 726)*

1 Section 1. Section one hundred seventy-four point ten  
2 (174.10), Code 1979, is amended to read as follows:

3 174.10 APPROPRIATION--AVAILABILITY.

4 1. The appropriation which is made biennially for state  
5 aid to the foregoing societies shall be available and  
6 applicable to incorporated societies of a purely agricultural  
7 nature which were entitled to draw eight hundred fifty dollars  
8 or more state aid in 1926, or societies located in counties  
9 that have no other fair or agricultural society, and which  
10 were in existence and drew state aid in 1926, except that  
11 in a county where there are two definitely separate county  
12 extension offices, two agricultural societies may receive  
13 state aid. The provisions of section 174.1 as to ownership  
14 of property shall not apply to societies under this section.

15 2. In counties having two incorporated agricultural  
16 societies conducting county fairs, but not having two  
17 definitely separate county extension offices, the state aid  
18 shall be prorated between the two societies or, if an official  
19 county fair is designated by election, shall be paid to that  
20 society determined to be conducting the official county fair.  
21 The board of supervisors, upon receiving a petition signed  
22 by ten percent of the qualified electors of the county having  
23 voted in the preceding general election for the office of  
24 president of the United States or governor as applicable,  
25 shall submit to the qualified electors of the county at the  
26 next general election following submission of the petition  
27 or at a special election if requested by the petitioners at  
28 no cost to the county, the question of which fair shall be  
29 designated as the official county fair. Notice of the election  
30 shall be given as provided in section forty-nine point fifty-  
31 three (49.53) of the Code. The fair receiving a majority  
32 of the votes cast on the question shall be designated the  
33 official county fair. To qualify as the official county fair,  
34 the sponsoring society need not meet the conditions provided  
35 in subsection one (1) of this section.

1 Sec. 2. Section one hundred seventy-four point eleven  
2 (174.11), Code 1979, is amended to read as follows:

3 174.11 AMOUNT ALLOWED AS STATE AID. The amount allowed  
4 to any society as state aid shall be a sum equal to eighty  
5 percent of the first one thousand dollars, seventy percent  
6 of the second one thousand dollars, and sixty percent of the  
7 third one thousand dollars paid in cash by the society for  
8 premiums at its annual fair for the current year, but the  
9 total aid shall not in any one year exceed two thousand dollars  
10 to any one agricultural society. ~~Provided,--however~~ However,  
11 in counties having more than one fair entitled to state aid,  
12 except in counties where there are two definitely separate  
13 county extension offices, the state aid available for the  
14 county shall be prorated to ~~said~~ the fairs, which have been  
15 in existence for ~~ten~~ three years or more, on the basis of  
16 cash premiums paid by ~~said~~ the fairs or, if an official county  
17 fair has been designated as provided in section one hundred  
18 seventy-four point ten (174.10), subsection two (2) of the  
19 Code, the state aid shall be paid to the official county fair.

20 Sec. 3. Section one hundred seventy-four point thirteen  
21 (174.13), Code 1979, is amended to read as follows:

22 174.13 COUNTY AID.

23 1. The board of supervisors of the county in which any  
24 such society is located may levy a tax of not to exceed six  
25 and three-fourths cents per thousand dollars of assessed value  
26 of the taxable property of the county, the funds ~~realized~~  
27 ~~therefrom~~ received from the levy to be known as the fairground  
28 fund, and to be used for the purpose of fitting up or  
29 purchasing fairgrounds for the society, or for the purpose  
30 of aiding boys and girls 4-H club work and payment of  
31 agricultural and livestock premiums in connection with ~~said~~  
32 the fair, ~~provided-such~~ if the society shall-be is the owner  
33 in fee simple, or the lessee of at least ten acres of land  
34 for fairground purposes, and ~~shall-own-or-lease~~ owns or leases  
35 buildings and improvements ~~thereon~~ on the land of at least

1 eight thousand dollars in value.

2 2. If an official county fair is designated as provided  
3 in section one hundred seventy-four point ten (174.10), sub-  
4 section two (2) of the Code, the funds received from the tax  
5 levy authorized under subsection one (1) of this section shall  
6 be paid to the society conducting the official county fair.

7 EXPLANATION

8 This bill provides that counties having two incorporated  
9 agricultural societies conducting a county fair but not having  
10 two separate county extension offices may designate one of  
11 the fairs as the official county fair upon petition of  
12 qualified electors and submission of the question at a special  
13 or general election. The official county fair would be  
14 eligible for the total amount of the state and county aid.  
15 The bill also provides that an agricultural society conducting  
16 a county fair in a county which has two county fairs but not  
17 having two separate county extension offices may receive state  
18 aid without having been eligible to receive state aid in 1926.

19 This bill is effective July first following its enactment.

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HOUSE FILE 2476

AN ACT  
RELATING TO THE STATE AND COUNTY FUNDING OF A COUNTY FAIR  
BY PROVIDING FOR A REFERENDUM.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section one hundred seventy-four point ten (174.10), Code 1979, is amended to read as follows:

174.10 APPROPRIATION--AVAILABILITY.

1. The appropriation which is made biennially for state aid to the foregoing societies shall be available and applicable to incorporated societies of a purely agricultural nature which were entitled to draw eight hundred fifty dollars or more state aid in 1926, or societies located in counties that have no other fair or agricultural society, and which were in existence and drew state aid in 1926, except that in a county where there are two definitely separate county extension offices, two agricultural societies may receive state aid. The provisions of section 174.1 as to ownership of property shall not apply to societies under this section.

2. In counties having two incorporated agricultural societies conducting county fairs, but not having two definitely separate county extension offices, the state aid shall be prorated between the two societies or, if an official county fair is designated by election, shall be paid to that society determined to be conducting the official county fair. The board of supervisors, upon receiving a petition signed by ten percent of the qualified electors of the county having voted in the preceding general election for the office of president of the United States or governor as applicable, shall submit to the qualified electors of the county at the next general election following submission of the petition

or at a special election if requested by the petitioners at no cost to the county, the question of which fair shall be designated as the official county fair. Notice of the election shall be given as provided in section forty-nine point fifty-three (49.53) of the Code. The fair receiving a majority of the votes cast on the question shall be designated the official county fair. To qualify as the official county fair, the sponsoring society need not meet the conditions provided in subsection one (1) of this section.

Sec. 2. Section one hundred seventy-four point eleven (174.11), Code 1979, is amended to read as follows:

174.11 AMOUNT ALLOWED AS STATE AID. The amount allowed to any society as state aid shall be a sum equal to eighty percent of the first one thousand dollars, seventy percent of the second one thousand dollars, and sixty percent of the third one thousand dollars paid in cash by the society for premiums at its annual fair for the current year, but the total aid shall not in any one year exceed two thousand dollars to any one agricultural society. ~~Provided,--however~~ However, in counties having more than one fair entitled to state aid, except in counties where there are two definitely separate county extension offices, the state aid available for the county shall be prorated to ~~said~~ the fairs, which have been in existence for ~~ten~~ three years or more, on the basis of cash premiums paid by ~~said~~ the fairs or, if an official county fair has been designated as provided in section one hundred seventy-four point ten (174.10), subsection two (2) of the Code, the state aid shall be paid to the official county fair.

Sec. 3. Section one hundred seventy-four point thirteen (174.13), Code 1979, is amended to read as follows:

174.13 COUNTY AID.

1. The board of supervisors of the county in which any such society is located may levy a tax of not to exceed six and three-fourths cents per thousand dollars of assessed value of the taxable property of the county, the funds ~~realized~~ therefrom received from the levy to be known as the fairground fund, and to be used for the purpose of fitting up or purchasing fairgrounds for the society, or for the purpose

of aiding boys and girls 4-H club work and payment of agricultural and livestock premiums in connection with ~~said~~ the fair, ~~provided-such if the society shall-be~~ is the owner in fee simple, or the lessee of at least ten acres of land for fairground purposes, and ~~shall-own-or-lease~~ owns or leases buildings and improvements ~~thereon~~ on the land of at least eight thousand dollars in value.

2. If an official county fair is designated as provided in section one hundred seventy-four point ten (174.10), subsection two (2) of the Code, the funds received from the tax levy authorized under subsection one (1) of this section shall be paid to the society conducting the official county fair.

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WILLIAM H. HARBOR  
Speaker of the House

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TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2476, Sixty-eighth General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved March 17, 1980

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ROBERT D. RAY  
Governor