

SENATE BILL No. 56

By Committee on Agriculture

1-22

Proposed Amendment by the Kansas  
Department of Agriculture  
1/25/13  
Senate Committee on Agriculture  
Prepared by David Wiese  
Office of Revisor of Statutes

1 AN ACT concerning county fairs; transferring recognition of county fairs  
2 and fair associations from the secretary of agriculture to the board of  
3 county commissioners; amending K.S.A. 2012 Supp. 2-127, 2-129, 2-  
4 129i, 2-131b, 2-131d, 2-131e, 2-132, 2-137, 2-144d and 2-158 and  
5 repealing the existing sections.  
6

19-1561b and K.S.A.

7 *Be it enacted by the Legislature of the State of Kansas:*

8 ~~Sec. 2. Section 1.~~ K.S.A. 2012 Supp. 2-127 is hereby amended to read as  
9 follows: 2-127. (a) To become a county fair association, 25 or more  
10 qualified electors representing the majority of the townships of the county  
11 shall have been incorporated as a nonprofit corporation with a paid-up  
12 capital of not less than \$5,000, and have received recognition as the  
13 \_\_\_\_\_ county fair association from the ~~secretary of agriculture~~  
14 ~~board of county commissioners of the county.~~ The ~~secretary of agriculture~~  
15 ~~board of county commissioners~~ shall not give official recognition to any  
16 fair association until the fair association has submitted satisfactory  
17 evidence that it owns land or buildings of an appraised value of at least  
18 \$5,000 or has paid-up stock subscriptions in its treasury to this amount  
19 appropriated to the purchase of land or buildings or both.

New Section 1. Any county fair association which received official recognition from the secretary of agriculture prior to July 1, 2013, shall remain an officially recognized county fair association unless such recognition is revoked by a vote of the board of county commissioners in the county where such county fair association is located.

20 (b) Fair associations located in counties: (1) Which have a population  
21 of more than 5,000 and less than 6,000 and an assessed tangible valuation  
22 of less than \$40,000,000; or (2) where there are facilities for the holding of  
23 fairs which are available to a fair association and the value of such  
24 facilities is in excess of \$75,000, may qualify without having lands or  
25 buildings of an appraised value of at least \$5,000 or without paid-up stock  
26 subscriptions in its treasury in the amount of \$5,000 appropriated to the  
27 purchase of lands or buildings or both.

28 (c) Any incorporated or unincorporated fair association by whatever  
29 name now recognized by the ~~secretary of agriculture~~ ~~board of county~~  
30 ~~commissioners~~ operating under previous laws may avail itself of the  
31 provisions of K.S.A. 2-125 to 2-145a, inclusive, and amendments thereto,  
32 without changing its charter, articles of incorporation, name, constitution,  
33 organization or methods of operation, except as provided in K.S.A. 2-137,  
34 and amendments thereto. The ~~secretary of agriculture~~ ~~board of county~~  
35 ~~commissioners~~ shall not recognize more than one fair association in each  
36 county, except where such recognition has already been accorded.

Senate Agriculture Committee  
Date: 1-30-13

Attachment # 4-1

SBS6, Balloon Amendment

1 filled by appointment by the executive board of the fair association for the  
2 unexpired term of office.

3 (f) The fair association established under the provisions of this act  
4 shall be given recognition by the ~~secretary of agriculture~~ *board of county*  
5 *commissioners* without having lands or buildings of an appraised value of  
6 at least \$5,000 or without paid-up stock subscriptions in its treasury in the  
7 amount of \$5,000 appropriated to the purchase of lands or buildings or  
8 both.

9 Sec. 13. K.S.A. 2012 Supp. 2-127, 2-129, 2-129i, 2-131b, 2-131d, 2-  
10 131e, 2-132, 2-137, 2-144d and 2-158 are hereby repealed.

11 Sec. 14. This act shall take effect and be in force from and after its  
12 publication in the statute book.

19-1561b and K.S.A.

Sec. 12. K.S.A. 19-1561b is hereby amended to read as follows:  
19-1561b. Upon the erection of such building or buildings and  
furnishings as herein provided, the board of county commissioners of  
the county wherein such building or buildings and furnishings are  
located is hereby authorized and empowered to levy annually a tax  
upon all taxable tangible property within said county for the purpose  
of purchasing additional equipment, maintaining and repairing such  
building or buildings and furnishings and for the payment of premiums  
and rewards awarded at agricultural livestock and 4-H club activities  
and approved by the board of county commissioners and to pay a  
portion of the principal and interest on bonds issued under the  
authority of K.S.A. 12-1774, and amendments thereto, by cities  
located in the county. In any county in which there is a fair recognized  
by the ~~secretary of agriculture~~ *board of county commissioners* as an  
official county fair the amount of the payment for premiums and  
rewards under this section shall not exceed the amount of the payment  
by the county for premiums and awards for such county fair.  
The board of county commissioners is authorized to pay any tax  
moneys collected and approved by said board for the payment of  
rewards and premiums to the executive board of the county  
agricultural extension council, except for an amount to pay a portion  
of the principal and interest on bonds issued under the authority of  
K.S.A. 12-1774, and amendments thereto, by cities located in the  
county. The executive board is authorized to accept such payments and  
upon acceptance of such moneys shall provide for the awarding of  
rewards and premiums for the authorized activities and shall make  
reports, under oath, to the county commissioners of the receipts and  
expenditures of the moneys so received, on or before December 31 of  
each year.