



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3670

by Rep. Jerry Costello, II

SYNOPSIS AS INTRODUCED:

20 ILCS 210/6
20 ILCS 210/10

from Ch. 127, par. 1706
from Ch. 127, par. 1710

Amends the State Fair Act. Provides that income derived from the sale of advertising at the DuQuoin State Fair shall be deposited into the Illinois State Fair Fund (rather than the Agricultural Premium Fund). Provides that all revenues from the operation and use of any facilities at the DuQuoin State Fair and the DuQuoin State Fairgrounds shall be deposited in the Illinois State Fair Fund (rather than the Agricultural Premium Fund). Provides that all funds in the Illinois State Fair Fund shall be used by the Department of Agriculture in accordance with appropriation by the General Assembly for operation of the Illinois State Fair and the DuQuoin State Fair (rather than solely the Illinois State Fair). Makes technical changes. Effective July 1, 2020.

LRB101 05183 SLF 50195 b

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Fair Act is amended by changing
5 Sections 6 and 10 as follows:

6 (20 ILCS 210/6) (from Ch. 127, par. 1706)

7 Sec. 6. Policies, procedures, and powers concerning the
8 operation of fairs.

9 (a) Policies. The Department shall, pursuant to the
10 Illinois Administrative Procedure Act, establish by rule:

11 (1) the policy for the operation of the Illinois State
12 Fair and the DuQuoin State Fair, except those operations
13 regarding contests as provided for in subparagraphs (b) and
14 (c) of this Section, and

15 (2) the policies and procedures for the sale, barter,
16 or exchange of tickets and for ticket refunds for cancelled
17 events.

18 (b) Contests. The Department shall establish and make
19 available, for all contestants and other interested persons,
20 sufficient copies of a premium book or other publication that
21 establishes the kinds and classes of events or exhibits for
22 contests at the fairs, the conditions under which contestants
23 shall be entered into contests, the qualification and

1 disqualification requirements of contests, the drug testing
2 requirements for contests (if applicable), the premiums to be
3 offered to contest winners, the manner in which certificates of
4 award shall be distributed and premiums paid to contest
5 winners, the penalty for violations of a rule, condition,
6 instruction, or directive, and requirements of contests,
7 including but not limited to the return of all premiums paid,
8 the forfeiture of awards, and the prohibition of participating
9 in future contests, and all other rules and requirements for
10 contests. These rules, conditions, instructions, directives,
11 and requirements shall be exempt from the rulemaking procedures
12 of the Illinois Administrative Procedure Act. All such
13 publications issued by the Department that relate to a contest,
14 event, or exhibit shall be maintained as a public record at the
15 Department's principal office in Springfield, Illinois, and
16 made available for public inspection and copying during regular
17 business hours.

18 (c) Fees. The Department shall establish and publish for
19 the Illinois State Fair and the DuQuoin State Fair a schedule
20 of admission fees, entry fees, concession fees, space rentals
21 and other fees for activities offered or provided at each State
22 Fair. These schedules of fees shall be maintained as a public
23 record at the Department's principal office in Springfield,
24 Illinois, and made available for public inspection and copying
25 during regular business, but shall be exempt from the
26 rulemaking procedures of the Illinois Administrative Procedure

1 Act.

2 (d) Facilities. The Department may negotiate and enter into
3 contracts for activities and use of facilities for which there
4 is not an established or published schedule. The contract
5 criteria shall be established by rule, pursuant to the Illinois
6 Administrative Procedure Act. The Department may lease any of
7 its facilities for activities during the State Fair.

8 (e) Advertising. The Illinois State Fair in Springfield and
9 the DuQuoin State Fair shall have the power and authority to
10 sell or exchange advertising rights in all of its publications
11 and printed materials. The sale of advertising shall be subject
12 to the rules promulgated by the Department, pursuant to the
13 Illinois Administrative Procedure Act. All income derived from
14 the sale of advertising at the Illinois State Fair in
15 Springfield and the DuQuoin State Fair shall be deposited into
16 the State Fair Fund. ~~All income derived from the sale of~~
17 ~~advertising at the DuQuoin State Fair shall be deposited into~~
18 ~~the Agricultural Premium Fund.~~

19 (f) Veterans. On the day set aside as Veterans Day,
20 honorably discharged veterans and members of their families
21 shall be admitted without admission charge upon presentation of
22 identification of any of the following: honorable discharge
23 certificate, or photostatic copy thereof, or a paid up
24 membership card in any recognized veterans organization.

25 (g) Government functions. The Governor, Lieutenant
26 Governor, Attorney General, Secretary of State, Treasurer,

1 Comptroller, President and Minority Leader of the Senate, and
2 Minority Leader of the House of Representatives shall be
3 afforded space for official governmental functions, without
4 charge, during the State Fair and the DuQuoin State Fair.

5 (Source: P.A. 93-1055, eff. 11-23-04.)

6 (20 ILCS 210/10) (from Ch. 127, par. 1710)

7 Sec. 10. The Department may enter into contracts with other
8 government agencies to assist them in the operation of each
9 State Fair and the State Fairgrounds as well as the
10 requirements set forth in Section 9 of this Act.

11 The Department may cooperate with any other local, State or
12 federal agency in the furtherance of the intent of this Act.

13 The Department may receive and use any donation either from
14 the private or public sectors which is for betterment of each
15 State Fair and the State Fairgrounds.

16 All revenues from the operation and use of any facilities
17 of the Illinois State Fair at Springfield, ~~and the Springfield~~
18 ~~State Fairgrounds, the DuQuoin State Fair, and the DuQuoin~~
19 ~~State Fairgrounds~~ shall be deposited in the Illinois State Fair
20 Fund. ~~All revenues from the operation and use of any facilities~~
21 ~~of the DuQuoin State Fair and the DuQuoin State Fairgrounds~~
22 ~~shall be deposited into the Agricultural Premium Fund.~~ All
23 funds in the Illinois State Fair Fund shall be used by the
24 Department of Agriculture in accordance with appropriation by
25 the General Assembly for operation of the Illinois State Fair

1 and the DuQuoin State Fair.

2 (Source: P.A. 88-5.)

3 Section 99. Effective date. This Act takes effect July 1,
4 2020.