

# HOUSE BILL REPORT

## HB 2356

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### As Passed Legislature

**Title:** An act relating to state capital funding of health and safety improvements at agricultural fairs.

**Brief Description:** Concerning state capital funding of health and safety improvements at agricultural fairs.

**Sponsors:** Representatives Warnick, Dunshee, Haigh, Buys, Van De Wege and Tharinger.

**Brief History:**

**Committee Activity:**

Capital Budget: 1/19/12, 1/24/12 [DP].

**Floor Activity:**

Passed House: 2/9/12, 97-0.

Passed Senate: 2/24/12, 47-0.

Passed Legislature.

### Brief Summary of Bill

- Authorizes the Department of Agriculture to provide capital funding on a competitive basis to local governments and nonprofit organizations for health and safety improvements to agricultural fairgrounds and fair facilities.
- Sets out contract, monitoring, and non-compliance requirements related to the capital funding.

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### HOUSE COMMITTEE ON CAPITAL BUDGET

**Majority Report:** Do pass. Signed by 11 members: Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Asay, Jinkins, Lytton, Pearson, Smith, Tharinger and Wylie.

**Staff:** Meg Van Schoorl (786-7105).

**Background:**

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*This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.*

Current law divides agricultural fairs into four categories. "Area fairs" are organized to serve an area larger than one county. "County and district fairs" are organized to serve single counties and are under the direct control of county commissioners. "Community fairs" are organized primarily to serve a smaller area than an area or county fair. "Youth shows and fairs" serve three or more counties, educate and train rural youth, and are approved by Washington State University or the Office of the Superintendent of Public Instruction. According to the Washington State Department of Agriculture (WSDA), there are 33 county fairs, four area fairs, 17 community fairs, and 12 youth fairs.

Counties that own or lease government property and provide it for area, county, and district agricultural fairs may apply to the WSDA for "special assistance" in carrying out capital improvements on these properties. Entities other than counties are not eligible to apply for this capital funding and making capital improvements to properties for community or youth fairs is not an eligible purpose.

From 2003-2011, \$2.2 million was appropriated through biennial capital budgets to the WSDA for fair improvement grants. The WSDA awarded grants to counties for projects such as replacing electrical wiring to comply with current codes, renovating restrooms to meet Americans with Disabilities Act requirements, demolishing and replacing an exhibit barn because of dry rot, installing parking lot lighting, and replacing wooden bleachers with aluminum bleachers.

The 2011-13 Capital Budget (Engrossed Substitute House Bill 2020, section 3113) appropriates \$1 million from state bonds to the WSDA for grants to support health and safety projects at county fairs.

**Summary of Bill:**

An "agricultural fair" is defined as a fair or exhibition to promote agriculture that includes a balanced variety of livestock and agricultural product exhibits, related arts and manufactures, farm home products, and educational components.

Subject to specific appropriations, the WSDA may provide capital funding to local governments and nonprofit organizations for capital projects that make health or safety improvements to agricultural fairgrounds or fair facilities in order to benefit participants and the fair-going public.

The WSDA is to provide the capital funding on a competitive basis, develop and manage contracts with the selected applicants, monitor grantee expenditures and performance, report information, and exercise due diligence.

Contract provisions must require that capital improvements be held by the grantee for a specified time period and be used for the purpose of the grant. Non-compliance with these provisions will require the grantee to repay the State General Fund the principal amount of the grant plus interest.

**Appropriation:** None.

**Fiscal Note:** Available.

**Effective Date:** The bill takes effect 90 days after adjournment of the session in which the bill is passed.

**Staff Summary of Public Testimony:**

(In support) The purpose of this bill is to make all fairgrounds eligible to apply for health and safety improvement grants. This bill will enable about a dozen additional, mostly small, community fairgrounds to apply. Agricultural fairs annually attract about eight million people, provide opportunities for youth to participate in educational events, and are a fundraising tool for philanthropic organizations. Fairgrounds are also used in times of emergency.

(Opposed) None.

**Persons Testifying:** Representative Warnick, prime sponsor; Heather Hansen, Washington State Fairs Association; and Ron Newbry, Central Washington Fair Association.

**Persons Signed In To Testify But Not Testifying:** None.