

By: Representative Fleming

To: Agriculture

HOUSE BILL NO. 442

1 AN ACT TO AMEND SECTION 69-5-3, MISSISSIPPI CODE OF 1972, TO
2 REQUIRE THE MISSISSIPPI FAIR COMMISSION TO SET AND CHARGE THE SAME
3 PRICE TO ANY ENTITY OCCUPYING A BOOTH AT THE STATE FAIR WITH NO
4 EXCEPTIONS FOR POLITICAL, GOVERNMENTAL OR NONPROFIT GROUPS; AND
5 FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** Section 69-5-3, Mississippi Code of 1972, is
8 amended as follows:

9 69-5-3. (1) The Mississippi Fair Commission shall set up
10 rules and regulations consistent with the law governing the
11 distribution of state monies for premiums or awards. It will be
12 the duty of the commission to meet at the call of the chairman, at
13 least twice each year, to approve premium lists or awards, and
14 give out rules governing participants in state premium money in
15 Mississippi. The commission may invite the presidents of the
16 various district livestock shows before the commission when
17 determining policies affecting district livestock shows.

18 (2) The Mississippi Fair Commission is hereby authorized to
19 accept money or funds donated to or to be awarded as prizes under
20 regulations promulgated by the commission.

21 (3) The Mississippi Fair Commission shall have charge of
22 designated state lands and buildings, and have full power and
23 authority in perfecting plans and causing to be held an
24 agricultural and industrial exposition annually, and other events
25 from time to time on those lands and located for the promotion of
26 Mississippi agriculture and industry. The Mississippi Fair
27 Commission shall set and charge the same fee to any entity that

28 occupies a booth at the State Fair with no exceptions for
29 political, governmental or nonprofit groups.

30 (4) The Mississippi Fair Commission is hereby authorized to
31 employ an attorney as prescribed in Section 69-1-14.

32 (5) The Mississippi Fair Commission may take any action
33 authorized in Section 1 of Laws 2000, Chapter 306.

34 (6) The Mississippi Fair Commission may allow a commercial,
35 charitable or governmental entity to use, publish and advertise
36 such entity's name in connection with the Mississippi Coliseum,
37 the State Fair or the Dixie National Livestock Show and Rodeo in
38 return for a monetary consideration paid to the commission. Those
39 funds received from an entity for allowing its name to be used,
40 published or advertised in connection with the Mississippi
41 Coliseum or the State Fair shall be retained by the commission for
42 capital improvements to the fairgrounds, except that not less than
43 fifteen percent (15%) of such consideration shall be distributed
44 annually to the Livestock Shows Fund that, by this subsection, is
45 created in the State Treasury for premiums or awards in county,
46 district and state livestock shows and the State High School Rodeo
47 Finals. The Mississippi Fair Commission may spend up to ten
48 percent (10%) of the total consideration received from an entity
49 that uses, publishes and advertises such entity's name in
50 connection with the Mississippi Coliseum or the State Fair for
51 advertising, promoting and entertainment acts. Those funds
52 received from an entity for allowing its name to be used,
53 published or advertised in connection with the Dixie National
54 Livestock Show and Rodeo shall be retained by the Fair Commission
55 for capital improvements except One Hundred Thousand Dollars
56 (\$100,000.00) may be used annually for advertising, promoting,
57 premiums, awards and entertainment acts for the Dixie National
58 Livestock Show and Rodeo. The commission shall not enter into any
59 such agreement with any vendor whose products are illegal for

60 participation in or use by persons eighteen (18) years of age and
61 under.

62 (7) The Mississippi Fair Commission shall report by January
63 1 of each year a detailed financial statement of all monies
64 received and expended under subsection (6) of this section to the
65 Lieutenant Governor, the Speaker of the House of Representatives
66 and the Chairman of the Senate Agriculture Committee and the
67 Chairman of the House of Representatives Agriculture Committee.

68 **SECTION 2.** This act shall take effect and be in force from
69 and after July 1, 2005.