

# A-Engrossed Senate Bill 124

Ordered by the Senate April 26  
Including Senate Amendments dated April 26

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor John A. Kitzhaber for State Parks and Recreation Department)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Changes name of Oregon State Fair to Oregon Exposition Center. Changes name of State Fair Advisory Committee to Exposition Center Advisory Committee and changes representation criteria for advisory committee membership.

Changes name of Oregon State Fair Account to Oregon Exposition Center Account.

Changes name of State Fair Capital Project Fund to Exposition Center Capital Project Fund. Continuously appropriates moneys from Exposition Center Capital Project Fund to State Parks and Recreation Department for funding of specified projects.

Creates Exposition Center Event Account. Continuously appropriates moneys in account to department for purpose of reinvesting exposition center event revenues into event marketing and promotion and maintenance, improvement and development of exposition center. Makes one-time permanent transfer of moneys from subaccount of State Parks and Recreation Department Fund to Exposition Center Event Account.

Exempts exposition center from certain public contracting laws. Changes exposition center sponsorship provisions.

Repeals provision specifying authority of specially appointed peace officers during annual Oregon State Fair event, county fairs and society events.

Makes second or subsequent offense of unlawfully conducting business near grounds of exposition center during or near time of annual state fair event, county fair or society event Class B violation, subject to maximum fine of \$360.

Makes offense involving improperly gaining or attempting to gain entrance to grounds of exposition center during annual state fair event, county fair or society event Class D violation, subject to maximum fine of \$90. Makes violation of rules or regulations of Oregon Exposition Center, county fair boards or certain societies Class D violation, subject to maximum fine of \$90.

**Declares emergency, effective on passage.**

## A BILL FOR AN ACT

1  
2 Relating to locations for conducting public events; creating new provisions; amending ORS 279A.025,  
3 307.110, 390.134, 462.040, 462.055, 462.070, 565.021, 565.030, 565.040, 565.050, 565.080, 565.090,  
4 565.095, 565.103, 565.107, 565.109, 565.114, 565.116, 565.120, 565.130, 565.150, 565.160, 565.170,  
5 565.190, 565.610, 565.620, 565.650 and 565.990; repealing ORS 565.140 and 565.640; appropriating  
6 money; and declaring an emergency.

7 **Be It Enacted by the People of the State of Oregon:**

8 **SECTION 1. Sections 2 to 5 of this 2011 Act are added to and made a part of ORS chapter**  
9 **565.**

10 **SECTION 2. (1) Except as provided in subsection (2) of this section, ORS 291.045, 291.047**  
11 **and 291.049 and ORS chapters 276, 279A, 279B and 282 do not apply to the Oregon Exposition**  
12 **Center.**

13 **(2) ORS 279A.050 (7) and 279A.250 to 279A.290 apply to the Oregon Exposition Center.**

14 **(3) Notwithstanding ORS 565.080, the State Parks and Recreation Commission shall adopt**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 rules to govern activities of the center that are exempted from the provisions described in  
 2 subsection (1) of this section and to ensure that center activities conform with the provisions  
 3 described in subsection (2) of this section.

4 **SECTION 3.** The Exposition Center Event Account is established in the State Treasury,  
 5 separate and distinct from the General Fund. Interest earned by the account shall be cred-  
 6 ited to the account. The account shall consist of any moneys appropriated or donated to the  
 7 account and any revenues earned by the State Parks and Recreation Department from  
 8 events conducted at the Oregon Exposition Center that are financed by the use of account  
 9 moneys. Moneys in the account are continuously appropriated to the department for the  
 10 purposes of marketing and promoting venues and events and the maintenance, improvement  
 11 and development of exposition center buildings, structures and grounds.

12 **SECTION 4.** Notwithstanding ORS 390.134, the lesser of \$500,000 or the balance of the  
 13 State Parks and Recreation Department Fund subaccount described in ORS 390.134 (4) on  
 14 January 2, 2012, is transferred from the subaccount to the Exposition Center Event Account  
 15 for use as provided under section 3 of this 2011 Act. Moneys transferred to the account under  
 16 this section are not repayable to the subaccount. The State Treasurer shall complete the  
 17 transfer described in this section no later than January 2, 2012.

18 **SECTION 5.** For the duration of each annual Oregon State Fair event, the State Parks  
 19 and Recreation Director shall, to the extent practicable, provide buildings and other space  
 20 at the Oregon Exposition Center for housing, dining, exhibition and contest uses by members  
 21 of 4-H clubs and the Future Farmers of America.

22 **SECTION 6.** ORS 565.021 is amended to read:

23 565.021. (1) The State Parks and Recreation Director shall appoint [*a State Fair*] **an Exposition**  
 24 **Center** Advisory Committee to provide advice and assistance to the director on matters regarding  
 25 the operation of the Oregon [*State Fair*] **Exposition Center**.

26 (2) The advisory committee shall consist of seven members appointed by the director for four-  
 27 year terms. The director shall appoint:

28 (a) A resident from each congressional district of Oregon. The director shall seek to ensure that  
 29 those persons reflect a broad-based representation of [*the*] industrial, educational, [*and*] cultural,  
 30 **agricultural and business** interests [*active in state fair activities, such as agricultural, stock raising,*  
 31 *horticultural, mining, mechanical, artistic and industrial pursuits*].

32 (b) Two persons to represent county fair interests. The director may give consideration to  
 33 nominations suggested by the County Fair Commission established under ORS 565.410.

34 (3) The members of the advisory committee serve at the pleasure of the director. The director  
 35 may fill a vacancy on the advisory committee by appointing a person to fill the unexpired term.

36 (4) Each member of the advisory committee is entitled to compensation and reimbursement of  
 37 expenses, as provided in ORS 292.495, from moneys appropriated to the State Parks and Recreation  
 38 Department for that purpose.

39 (5) The advisory committee shall select one of its members as chairperson and another as vice  
 40 chairperson, for such terms and with such duties and powers necessary for the performance of the  
 41 functions of those offices as the advisory committee determines appropriate.

42 (6) The advisory committee shall meet at the call of the director.

43 **SECTION 7.** ORS 565.030 is amended to read:

44 565.030. The [*State Fair*] **Exposition Center** Advisory Committee shall provide advice and as-  
 45 sistance to the State Parks and Recreation Director on matters regarding the operation of the

1 Oregon [*State Fair*] **Exposition Center** and shall solicit and encourage support throughout the state  
 2 to improve the quality of and participation in the [*fair*] **annual Oregon State Fair event and other**  
 3 **exposition center events** to achieve the purposes and objectives of ORS 565.050.

4 **SECTION 8.** ORS 565.040 is amended to read:

5 565.040. There is established a state institution to be designated and known as the Oregon [*State*  
 6 *Fair, which shall be administered and operated by*] **Exposition Center**. The State Parks and Recre-  
 7 ation Department **shall administer and operate the exposition center**.

8 **SECTION 9.** ORS 565.050 is amended to read:

9 565.050. The objects and purposes of the Oregon [*State Fair*] **Exposition Center** are to dissem-  
 10 inate knowledge concerning, and to encourage the growth and prosperity of all [*agricultural, stock*  
 11 *raising, horticultural, mining, mechanical, artistic and industrial pursuits*] **industrial, educational,**  
 12 **cultural, agricultural and business interests** in this state. [*To this end*] The State Parks and Re-  
 13 creation Director shall operate the business and properties of the [*Oregon State Fair*] **exposition**  
 14 **center** as a year-round [*fair and exposition center*] **enterprise**, display historical objects and do all  
 15 things necessary or expedient for the full utilization of the properties and facilities of the [*fair*] **ex-**  
 16 **position center**. The director shall conduct an annual **Oregon State Fair event** for a period of not  
 17 more than 17 days' duration beginning and ending on such dates as the director considers appro-  
 18 priate. **The days of operation for the Oregon State Fair event need not be consecutive.**

19 **SECTION 10.** ORS 565.080 is amended to read:

20 565.080. (1) The State Parks and Recreation Director shall have care of the Oregon [*State*  
 21 *Fair*] **Exposition Center** property and be entrusted with the direction of its business and financial  
 22 affairs. The director shall prepare, adopt, publish and enforce all necessary rules for the manage-  
 23 ment of the [*Oregon State Fair*] **exposition center**, its meetings and exhibitions and for the guidance  
 24 of its officers or employees.

25 (2) The director may appoint all necessary marshals to keep order on the grounds and in the  
 26 buildings of the [*Oregon State Fair*] **exposition center** during all exhibitions. [*The marshals so ap-*  
 27 *pointed shall be vested with the same authority for such purposes as executive peace officers are vested*  
 28 *by law.*]

29 (3) The director shall:

30 (a) Establish charges for entrance fees, gate money, **licenses**, lease stalls, stands, parking space,  
 31 buildings[,] **and** restaurant sites;

32 (b) Conduct shows, exhibitions, races and all manner of business notwithstanding the provisions  
 33 of ORS 227.286; and

34 (c) Do all other things the director considers proper in the operation of a year-round [*fair*  
 35 *and*] exposition center and the annual **Oregon State Fair event**. [*The state is in no event liable for*  
 36 *any premium awarded or debt created by the director beyond the amount annually appropriated*  
 37 *therefor.*]

38 (4) The director may enter into sponsorship agreements for the [*receipt*] **exchange** of moneys,  
 39 services, products or other items of value. **The purpose of a sponsorship agreement shall be to**  
 40 **establish mutually beneficial opportunities to promote or benefit the business and activities**  
 41 **of the exposition center and the sponsor**. A sponsorship agreement entered into under this sub-  
 42 section is not subject to ORS 279.835 to 279.855 or ORS chapter 279A, [*or*] 279B **or 279C**.

43 (5) **To the extent provided under any policy adopted by the State Parks and Recreation**  
 44 **Commission, the director may name, or change the name of, any building, structure or other**  
 45 **physical space located on exposition center property except buildings constructed under ORS**

1 **565.150 and controlled by the General Staff of the Oregon National Guard.**

2 **SECTION 11.** ORS 565.090 is amended to read:

3 565.090. (1) The Oregon [*State Fair*] **Exposition Center** shall be [*permanently*] located on the  
4 [*present*] grounds [*now*] owned by the state and [*heretofore*] **historically** devoted to **the annual**  
5 Oregon State Fair **event** purposes, located in the City of Salem, in Marion County. Those grounds  
6 and such additional lands as may [*hereafter*] be obtained by the State Parks and Recreation De-  
7 partment for the purposes of the [*Oregon State Fair*] **exposition center** are dedicated for the use  
8 of the [*Oregon State Fair*] **exposition center** and for other departmental programs.

9 (2) The department may obtain by donation, exchange or purchase [*such*] lands adjacent to the  
10 [*present*] **exposition center** grounds, including improvements [*thereon, as it may deem*] **to those**  
11 **lands, that the department deems** necessary and advisable to facilitate the use of [*such grounds*  
12 *and*] **the exposition center grounds. The department** may construct, remodel and repair buildings  
13 and facilities [*deemed by it*] **on those lands that the department deems** necessary [*in*] **for** the  
14 operation of the [*Oregon State Fair*] **exposition center** and for other departmental programs.

15 **SECTION 12.** ORS 565.095 is amended to read:

16 565.095. (1) In accordance with any applicable provisions of ORS chapter 286A, the State Parks  
17 and Recreation Director, with the approval of the State Parks and Recreation Commission, may re-  
18 quest the State Treasurer to issue revenue bonds in an amount not to exceed \$10 million.

19 (2) Moneys received from the issuance of revenue bonds may be expended for land acquisition,  
20 capital construction and improvements and for paying current operating and other expenses of the  
21 Oregon [*State Fair*] **Exposition Center.**

22 (3) Revenue bonds issued pursuant to this section shall be secured by revenues received by the  
23 director from activities conducted at the [*Oregon State Fair*] **exposition center**[,] and [*shall*] **may**  
24 not be a general obligation of the State Parks and Recreation Department or the State of Oregon.

25 **SECTION 13.** ORS 565.103 is amended to read:

26 565.103. (1) **At the request of the Director of the Oregon Department of Administrative**  
27 **Services, the State Treasurer is authorized to issue lottery bonds** pursuant to ORS 286A.560  
28 to 286A.585[, *lottery bonds may be issued*] to fund projects for the improvement, restoration, up-  
29 grading and preservation of systems, facilities and equipment of the Oregon [*State Fair*] **Exposition**  
30 **Center.**

31 (2) The use of lottery bond proceeds is authorized based on the following findings:

32 (a) The activities of the [*Oregon State Fair*] **exposition center** promote Oregon's agricultural  
33 industry and [*its*] products;

34 (b) The promotion of [*agricultural products*] **industrial, educational, cultural, agricultural and**  
35 **business interests** expands markets, which in turn creates jobs and stimulates economic develop-  
36 ment of the industry; and

37 (c) The [*Oregon State Fair*] **exposition center** draws patrons from throughout the region and  
38 creates jobs and substantial economic activity for the Salem and Keizer areas.

39 (3) The aggregate principal amount of lottery bonds issued pursuant to this section may not  
40 exceed the sum of \$20,167,661 and an additional amount estimated by the State Treasurer to be  
41 necessary to pay bond-related costs. Lottery bonds issued pursuant to this section shall be issued  
42 only [*at the request of*] **after the Director of the Oregon Department of Administrative Services**  
43 **consults with** the State Parks and Recreation Director.

44 (4) The net proceeds of lottery bonds issued pursuant to this section shall be deposited in the  
45 [*State Fair*] **Exposition Center** Capital Project Fund, which is hereby established in the State

1 Treasury separate and distinct from the General Fund.

2 [(5) *The proceeds of lottery bonds issued pursuant to this section shall be used only for the pur-*  
3 *poses set forth in subsection (1) of this section and for bond-related costs.*]

4 **(5) Moneys in the Exposition Center Capital Project Fund are continuously appropriated**  
5 **to the State Parks and Recreation Department for carrying out the purposes described in**  
6 **subsection (1) of this section.**

7 **SECTION 14.** ORS 565.107 is amended to read:

8 565.107. (1) The Oregon [*State Fair*] **Exposition Center** Account is established as a separate  
9 account within the State Parks and Recreation Department Fund. Interest earned on moneys in the  
10 account shall be credited to the account. The account shall consist of:

11 (a) Proceeds from the sale of revenue bonds authorized to be issued by ORS 565.095.

12 (b) Moneys received by the State Parks and Recreation Director from activities conducted at,  
13 **or in relation to, the Oregon [*State Fair*] Exposition Center.**

14 (c) Moneys received by the director by appropriation, gift, grant or other donation from any  
15 source or otherwise paid to the director pursuant to law. Moneys received as a result of a gift, grant  
16 or donation shall be separately accounted for within the account and shall be available only for the  
17 purpose specified in the gift, grant or donation or, if no purpose is specified, for any purpose that  
18 the State Parks and Recreation Commission determines is consistent with the intent of the donor  
19 or grantor.

20 (2) Interest earned on moneys held for debt service payments and rebates and interest earned  
21 on the proceeds from the sale of revenue bonds pursuant to ORS 565.095 shall be separately ac-  
22 counted for within the account and shall be available only for the purpose of retiring bond indebt-  
23 edness.

24 (3) Interest earned on moneys received by the director as a result of a gift, grant or donation  
25 shall be separately accounted for within the account and shall be available only for the purpose  
26 specified in the gift, grant or donation or, if no purpose is specified, for any purpose that the com-  
27 mission determines is consistent with the intent of the donor or grantor.

28 (4) Moneys in the account established by subsection (1) of this section are appropriated contin-  
29 uously to the State Parks and Recreation Department. Subject to subsection (2) of this section, the  
30 department may use the account moneys for:

31 (a) The payment of operating and other expenses of the [*Oregon State Fair*] **exposition center.**

32 (b) Land acquisition, capital construction and capital improvements at the [*Oregon State Fair*]  
33 **exposition center.**

34 (c) The payment of principal and interest on all revenue bonds issued pursuant to ORS 565.095.

35 (d) Any purpose designated by the donor or grantor of a gift, grant or donation, or for any other  
36 purpose that the commission determines is consistent with the intent of the donor or grantor.

37 **SECTION 15.** ORS 565.109 is amended to read:

38 565.109. The State Parks and Recreation Director may accept gifts, grants and donations of  
39 moneys, property or any other valuable thing on behalf of the Oregon [*State Fair*] **Exposition**  
40 **Center.** Unless use of moneys, property or valuable things received under this section is limited by  
41 the donor or grantor, the moneys, property or valuable thing may be used in any manner that the  
42 State Parks and Recreation Commission determines to be consistent with the intent of the donor or  
43 grantor.

44 **SECTION 16.** ORS 565.114 is amended to read:

45 565.114. The Legislative Assembly finds and declares that:

1       (1) **The Oregon Exposition Center, located in the heart of Salem, has been home to the**  
2 **annual Oregon State Fair event and other regional events since 1862. The exposition center**  
3 **is rich with Oregon history and has borne witness to Oregon's innovations, dramas and**  
4 **traumas and to the Great Depression. The exposition center has been destroyed by fire and**  
5 **risen from the ashes. The main interest of this state in owning and operating the exposition**  
6 **center is to provide a home for the annual Oregon State Fair event. Additionally, the expo-**  
7 **sition center exists as a year-round public enterprise to provide financial and programmatic**  
8 **support for the annual state fair event and the grounds on which the annual state fair event**  
9 **is held. The goals of this state regarding the exposition center are:**

10       (a) **To maintain a site and facilities necessary for the annual state fair event;**

11       (b) **To operate other events during the year, either with the least public financial subsidy**  
12 **necessary or in a way that produces a profit; and**

13       (c) **To serve the community by dedicating space for public parks and recreation.**

14       [(1)] (2) The successful solicitation of gifts, grants and donations for the benefit of the [*Oregon*  
15 *State Fair*] **exposition center** allows the operation, improvement and maintenance of facilities or  
16 programs enjoyed by the public. The receipt of gifts, grants and donations for the benefit of the  
17 [*Oregon State Fair*] **exposition center** reduces the amount of public moneys that must be spent for  
18 the operation, improvement and maintenance of facilities or programs.

19       [(2)] (3) The successful solicitation of gifts, grants and donations by a nonprofit, tax exempt or-  
20 ganization for the benefit of the [*Oregon State Fair*] **exposition center** minimizes the cost to the  
21 state of obtaining those gifts, grants and donations. Cooperation between the State Parks and Re-  
22 creation Department and such an organization, including the provision of tickets and other promo-  
23 tional items, facilities, supplies, staff and services by the department for use by such an organization  
24 in connection with fund raising efforts, serves a public purpose by increasing the ability of the or-  
25 ganization to successfully solicit gifts, grants and donations for the benefit of the [*Oregon State*  
26 *Fair*] **exposition center**.

27       (4) **The successful solicitation of sponsorships from businesses for the mutual benefit of**  
28 **the exposition center and the sponsor minimizes the spending of public moneys and other**  
29 **costs to the state of operating, improving and maintaining facilities or programs enjoyed by**  
30 **the public at the exposition center. Sponsorships may include, but need not be limited to,**  
31 **the exchange of cash, labor, goods and services, discounts on goods and services and pro-**  
32 **promotional opportunities between the exposition center and businesses that may benefit from**  
33 **promotional exposure through exposition center events and activities.**

34       **SECTION 17.** ORS 565.116 is amended to read:

35       565.116. (1) The State Parks and Recreation Director may cooperate with any nonprofit, tax  
36 exempt organization designated by the director as an appropriate organization to solicit gifts, grants  
37 and donations for the benefit of the Oregon [*State Fair*] **Exposition Center**.

38       (2) The director may advise and receive advice from an organization described in subsection (1)  
39 of this section. The director may, if allowed by the charter and bylaws of the organization, serve  
40 as a regular or nonvoting board member of the organization. The director may not chair the board  
41 of directors, vote for or appoint other board members, control the financial affairs of the organiza-  
42 tion or oversee the day-to-day operation of the organization.

43       (3) The director may provide tickets, promotional items and facilities to the organization without  
44 charge for use in increasing the ability of the organization to successfully solicit gifts, grants and  
45 donations for the benefit of the [*Oregon State Fair*] **exposition center**.

1 (4) The director may provide supplies, staff and services to the organization at cost for use in  
 2 increasing the ability of the organization to successfully solicit gifts, grants and donations for the  
 3 benefit of the [*Oregon State Fair*] **exposition center**.

4 (5) The director shall submit an annual accounting report to an appropriate committee of the  
 5 Legislative Assembly designated by the Speaker of the House of Representatives and the President  
 6 of the Senate. The report must contain a detailed description of all tickets, promotional items, fa-  
 7 cilities, supplies, staff and services provided under subsections (3) and (4) of this section, the specific  
 8 disposition or application thereof made by the organization and any resulting benefit to the [*Oregon*  
 9 *State Fair*] **exposition center**.

10 (6) The director may enter into an agreement for the donation to the [*Oregon State Fair*] **ex-**  
 11 **position center** of goods, services and public improvements by a nonprofit, tax exempt organization.

12 **SECTION 18.** ORS 565.120 is amended to read:

13 565.120. The State Parks and Recreation Director [*is authorized to*] **may** issue a license permit-  
 14 ting the holder of the license to conduct any business [*therein*] **named in the license** upon the  
 15 grounds of the Oregon [*State Fair*] **Exposition Center**. [*Issuance of licenses shall be in accordance*  
 16 *with the competitive bidding requirements of ORS 279.835 to 279.855 and ORS chapters 279A and 279B*  
 17 *for the awarding of public contracts, to the extent those procedures are practicable. The funds arising*  
 18 *therefrom shall become a part of the Oregon State Fair Account.*] **Moneys derived from the issuance**  
 19 **of the licenses shall be deposited to the State Parks and Recreation Department Fund sub-**  
 20 **account described in ORS 390.134 (4).**

21 **SECTION 19.** ORS 565.130 is amended to read:

22 565.130. (1) Licenses under ORS 565.120 may be issued permitting any business to be conducted  
 23 upon the grounds of the Oregon [*State Fair which*] **Exposition Center that** under the laws of this  
 24 state may be conducted at any place within the state, including the sale of malt, vinous or distilled  
 25 liquor.

26 (2) Any business [*so*] licensed by the State Parks and Recreation Director **under this section**  
 27 **and ORS 565.120** is not required to pay license **fees** to any city[,] **or** county **or any** state **agency**,  
 28 other than to the director as provided in ORS 565.120, for conducting a business upon the grounds  
 29 of the [*Oregon State Fair*] **exposition center**. However, nothing in this section shall interfere with  
 30 the laws of this state requiring a license for the operation of a restaurant or requiring a license to  
 31 be obtained from the Oregon Liquor Control Commission for the sale or distribution of alcoholic li-  
 32 quors.

33 **SECTION 20.** ORS 565.150 is amended to read:

34 565.150. (1) When construction of an armory containing an auditorium is authorized under ORS  
 35 396.505 to 396.545 in Marion County, if the State Parks and Recreation Department and the General  
 36 Staff of the Oregon National Guard arrive at a mutually satisfactory agreement for the use of the  
 37 armory by the department, the department may, notwithstanding the provisions of ORS 565.090,  
 38 permit such armory to be constructed on the grounds of the Oregon [*State Fair*] **Exposition Center**  
 39 and grant control over such armory and grounds to the General Staff for the period that such ar-  
 40 mory and grounds are used for military purposes. When such armory and grounds are no longer used  
 41 for military purposes, the control over them shall revert to the department.

42 (2) For purposes of this section, "control" does not include the power to sell, lease, mortgage  
 43 or in any other way encumber an armory constructed under subsection (1) of this section.

44 **SECTION 21.** ORS 565.160 is amended to read:

45 565.160. (1) The State Parks and Recreation Department shall plan, construct, alter, furnish and

1 equip horse barn facilities at the Oregon [*State Fair*] **Exposition Center** suitable for stabling horses.  
 2 These facilities shall also include rest rooms suitable for public use. The department shall also plan,  
 3 construct, alter, furnish and equip storm sewers on the grounds of the [*Oregon State Fair*] **exposi-**  
 4 **tion center**.

5 (2) Notwithstanding **section 2 of this 2011 Act** or any other provision of law pertaining to sale  
 6 of public property, the State Treasurer, with the approval of the investing agency, may sell any site  
 7 or facility described in subsection (1) of this section or interest [*therein*] **in the site or facility** so  
 8 acquired by offer for sale by sealed bid. However:

9 (a) Any or all bids may be rejected.

10 (b) The state has first option to purchase at the highest bid accepted.

11 **SECTION 22.** ORS 565.170 is amended to read:

12 565.170. The State Parks and Recreation Department shall plan, construct, alter, furnish and  
 13 equip on the grounds of the Oregon [*State Fair*] **Exposition Center** a facility suitable for housing  
 14 exhibits and providing contest space for the homemaking arts and crafts.

15 **SECTION 23.** ORS 565.190 is amended to read:

16 565.190. A county [*court is authorized to*] **governing body may** appropriate, out of the general  
 17 fund of the county not otherwise appropriated, money for the purpose of sponsoring a county exhibit  
 18 at the annual **Oregon State Fair event**. This section [*shall not be deemed to*] **does not** limit the  
 19 authority of a county [*which*] **that** has adopted a charter under section 10, Article VI[,] **of the**  
 20 Oregon Constitution.

21 **SECTION 24.** ORS 565.610 is amended to read:

22 565.610. (1) [*No person shall*] **A person may not** set up any shop, booth, wagon or other vehicle  
 23 for the sale of spirituous or other liquors, cigars, provisions or other articles of traffic, or shall sell  
 24 or otherwise dispose of any liquors, cigars, goods, wares, merchandise, meals, lunch or any article  
 25 of traffic whatever on the grounds of the Oregon [*State Fair*] **Exposition Center**, or on any grounds  
 26 owned or occupied by a county fair board or any county or district society formed for the promotion  
 27 and encouragement of agriculture, stock growing or horticulture, or within one-half mile of such  
 28 grounds, without having paid the State Parks and Recreation Department, county fair board or such  
 29 society [*the license*] **a license fee** for the privilege, or obtained the written consent of the depart-  
 30 ment or county fair board or of the president and secretary of such society.

31 (2) [*Nothing in this section shall restrain any person except*] **This section applies only** during  
 32 fairs or exhibitions or other public events or meetings on the grounds of the [*Oregon State Fair*]  
 33 **exposition center** or of any county fair board or of such societies, and for two days prior and two  
 34 days subsequent [*thereto*] **to those fairs, exhibitions, events or meetings**. This section does not  
 35 [*extend*] **apply** to any person regularly and continuously carrying on business within one-half mile  
 36 of the premises mentioned.

37 **SECTION 25.** ORS 565.620 is amended to read:

38 565.620. [*No person shall*] **A person may not** gain admission, or attempt to gain admission[, to  
 39 the grounds of the Oregon State Fair or of a county fair board or of any society mentioned in ORS  
 40 565.610 during their annual fairs or exhibitions, or at any public events or meetings on the grounds  
 41 of the Oregon State Fair, county fair board or societies on their grounds, or grounds occupied by them  
 42 or either of them, except through the special gates kept by the State Parks and Recreation Department,  
 43 county fair boards or societies for that purpose.] **by means other than through the special gates**  
 44 **kept for that purpose:**

45 (1) **To the grounds of, or being occupied by, the Oregon Exposition Center during the**

1 **annual Oregon State Fair event or during other exhibitions, events or public meetings that**  
2 **the State Parks and Recreation Department conducts or allows to be held on those grounds;**

3 **(2) To the grounds of, or being occupied by, a county fair board during an annual county**  
4 **fair or during other exhibitions, events or public meetings that the county fair board con-**  
5 **ducts or allows to be held on those grounds; or**

6 **(3) To the grounds of, or being occupied by, a society described in ORS 565.610 during**  
7 **exhibitions, events or public meetings that the society conducts or allows to be held on those**  
8 **grounds.**

9 **SECTION 26.** ORS 565.650 is amended to read:

10 565.650. Justices of the peace shall have jurisdiction of all offenses [*against the provisions of*  
11 *ORS 565.610 to 565.640*] **for violation of ORS 565.610 or 565.620 or violation of a rule or regu-**  
12 **lation adopted under ORS 565.630.**

13 **SECTION 27.** ORS 565.990 is amended to read:

14 565.990. (1) Violation of ORS 565.610:

15 **(a) Is a Class D violation.** [*Any person who, after conviction and fine for a violation of ORS*  
16 *565.610, repeats the offense shall, upon conviction, be fined double the maximum amount imposed by*  
17 *this subsection for the first violation.*] **for a first offense; and**

18 **(b) Is a Class B violation for a second or subsequent offense.**

19 **(2) Violation of ORS 565.620 or a rule or regulation adopted under ORS 565.630 is**  
20 **[punishable, upon conviction, by a fine of \$5] a Class D violation.**

21 **SECTION 28.** ORS 279A.025 is amended to read:

22 279A.025. (1) Except as provided in subsections (2) to (4) of this section, the Public Contracting  
23 Code applies to all public contracting.

24 (2) The Public Contracting Code does not apply to:

25 (a) Contracts between a contracting agency and:

26 (A) Another contracting agency;

27 (B) The Oregon Health and Science University;

28 (C) The Oregon State Bar;

29 (D) A governmental body of another state;

30 (E) The federal government;

31 (F) An American Indian tribe or an agency of an American Indian tribe;

32 (G) A nation, or a governmental body in a nation, other than the United States; or

33 (H) An intergovernmental entity formed between or among:

34 (i) Governmental bodies of this or another state;

35 (ii) The federal government;

36 (iii) An American Indian tribe or an agency of an American Indian tribe;

37 (iv) A nation other than the United States; or

38 (v) A governmental body in a nation other than the United States;

39 (b) Agreements authorized by ORS chapter 190 or by a statute, charter provision, ordinance or  
40 other authority for establishing agreements between or among governmental bodies or agencies or  
41 tribal governing bodies or agencies;

42 (c) Insurance and service contracts as provided for under ORS 414.115, 414.125, 414.135 and  
43 414.145 for purposes of source selection;

44 (d) Grants;

45 (e) Contracts for professional or expert witnesses or consultants to provide services or testimony

1 relating to existing or potential litigation or legal matters in which a public body is or may become  
2 interested;

3 (f) Acquisitions or disposals of real property or interest in real property;

4 (g) Sole-source expenditures when rates are set by law or ordinance for purposes of source se-  
5 lection;

6 (h) Contracts for the procurement or distribution of textbooks;

7 (i) Procurements by a contracting agency from an Oregon Corrections Enterprises program;

8 (j) The procurement, transportation or distribution of distilled liquor, as defined in ORS 471.001,  
9 or the appointment of agents under ORS 471.750 by the Oregon Liquor Control Commission;

10 (k) Contracts entered into under ORS chapter 180 between the Attorney General and private  
11 counsel or special legal assistants;

12 (L) Contracts for the sale of timber from lands owned or managed by the State Board of Forestry  
13 and the State Forestry Department;

14 (m) Contracts for forest protection or forest related activities, as described in ORS 477.406, by  
15 the State Forester or the State Board of Forestry;

16 (n) Sponsorship agreements entered into by the State Parks and Recreation Director in accord-  
17 ance with ORS 565.080 (4);

18 (o) Contracts entered into by the Housing and Community Services Department in exercising the  
19 department's duties prescribed in ORS chapters 456 and 458, except that the department's public  
20 contracting for goods and services is subject to ORS chapter 279B;

21 (p) Contracts entered into by the State Treasurer in exercising the powers of that office pre-  
22 scribed in ORS chapters 178, 286A, 287A, 289, 293, 294 and 295, including but not limited to invest-  
23 ment contracts and agreements, banking services, clearing house services and collateralization  
24 agreements, bond documents, certificates of participation and other debt repayment agreements, and  
25 any associated contracts, agreements and documents, regardless of whether the obligations that the  
26 contracts, agreements or documents establish are general, special or limited, except that the State  
27 Treasurer's public contracting for goods and services is subject to ORS chapter 279B;

28 (q) Contracts, agreements or other documents entered into, issued or established in connection  
29 with:

30 (A) The issuance of obligations, as defined in ORS 286A.100 and 287A.310, of a public body;

31 (B) The making of program loans and similar extensions or advances of funds, aid or assistance  
32 by a public body to a public or private body for the purpose of carrying out, promoting or sustaining  
33 activities or programs authorized by law; or

34 (C) The investment of funds by a public body as authorized by law, and other financial trans-  
35 actions of a public body that by their character cannot practically be established under the com-  
36 petitive contractor selection procedures of ORS 279B.050 to 279B.085;

37 (r) Contracts for employee benefit plans as provided in ORS 243.105 (1), 243.125 (4), 243.221,  
38 243.275, 243.291, 243.303 and 243.565;

39 (s) Contracts for employee benefit plans as provided in ORS 243.860 to 243.886; or

40 (t) Any other public contracting of a public body specifically exempted from the code by another  
41 provision of law.

42 (3) The Public Contracting Code does not apply to the contracting activities of:

43 (a) The Oregon State Lottery Commission;

44 (b) The Oregon University System and member institutions, except as provided in ORS 351.086;

45 (c) The legislative department;

- 1 (d) The judicial department;
- 2 (e) Semi-independent state agencies listed in ORS 182.454, except as provided in ORS 279.835 to
- 3 279.855 and 279A.250 to 279A.290;
- 4 (f) Oregon Corrections Enterprises;
- 5 (g) The Oregon Film and Video Office, except as provided in ORS 279A.100 and 279A.250 to
- 6 279A.290;
- 7 (h) The Travel Information Council, except as provided in ORS 279A.250 to 279A.290;
- 8 (i) The Oregon 529 College Savings Network and the Oregon 529 College Savings Board;
- 9 (j) The Oregon Innovation Council;
- 10 (k) The Oregon Utility Notification Center; [or]

11 **(L) The Oregon Exposition Center to the extent provided in section 2 of this 2011 Act;**

12 **or**

13 [(L)] **(m)** Any other public body specifically exempted from the code by another provision of law.

14 (4) ORS 279A.200 to 279A.225 and 279B.050 to 279B.085 do not apply to contracts made with

15 qualified nonprofit agencies providing employment opportunities for individuals with disabilities un-

16 der ORS 279.835 to 279.855.

17 **SECTION 29.** ORS 307.110 is amended to read:

18 307.110. (1) Except as provided in ORS 307.120, all real and personal property of this state or

19 any institution or department thereof or of any county or city, town or other municipal corporation

20 or political subdivision of this state, held under a lease or other interest or estate less than a fee

21 simple, by any person whose real property, if any, is taxable, except employees of the state,

22 municipality or political subdivision as an incident to such employment, shall be subject to assess-

23 ment and taxation for the assessed or specially assessed value thereof uniformly with real property

24 of nonexempt ownerships.

25 (2) Each leased or rented premises not exempt under ORS 307.120 and subject to assessment and

26 taxation under this section which is located on property used as an airport and owned by and

27 serving a municipality or port shall be separately assessed and taxed.

28 (3) Nothing contained in this section shall be construed as subjecting to assessment and taxation

29 any publicly owned property described in subsection (1) of this section that is:

30 (a) Leased for student housing by a school or college to students attending such a school or

31 college.

32 (b) Leased to or rented by persons, other than sublessees or subrenters, for agricultural or

33 grazing purposes and for other than a cash rental or a percentage of the crop.

34 (c) Utilized by persons under a land use permit issued by the Department of Transportation for

35 which the department's use restrictions are such that only an administrative processing fee is able

36 to be charged.

37 (d) County fairgrounds and the buildings thereon, in a county holding annual county fairs,

38 managed by the county fair board under ORS 565.230, if utilized, in addition to county fair use, for

39 any of the purposes described in ORS 565.230 (2), or for horse stalls or storage for recreational ve-

40 hicles or farm machinery or equipment.

41 (e) The properties and grounds managed and operated by the State Parks and Recreation Di-

42 rector under ORS 565.080, if utilized, in addition to the purpose of holding the **annual** Oregon State

43 Fair **event**, for horse stalls or for storage for recreational vehicles or farm machinery or equipment.

44 (f) State property that is used by the Oregon University System or the Oregon Health and Sci-

45 ence University to provide parking for employees, students or visitors.

1 (g) Property of a housing authority created under ORS chapter 456 which is leased or rented to  
2 persons of lower income for housing pursuant to the public and governmental purposes of the  
3 housing authority. For purposes of this paragraph, “persons of lower income” has the meaning given  
4 the phrase under ORS 456.055.

5 (h) Property of a health district if:

6 (A) The property is leased or rented for the purpose of providing facilities for health care  
7 practitioners practicing within the county; and

8 (B) The county is a frontier rural practice county under rules adopted by the Office of Rural  
9 Health.

10 (4) Property determined to be an eligible project for tax exemption under ORS 285C.600 to  
11 285C.626 and 307.123 that was acquired with revenue bonds issued under ORS 285B.320 to 285B.371  
12 and that is leased by this state, any institution or department thereof or any county, city, town or  
13 other municipal corporation or political subdivision of this state to an eligible applicant shall be  
14 assessed and taxed in accordance with ORS 307.123. The property’s continued eligibility for taxation  
15 and assessment under ORS 307.123 is not affected:

16 (a) If the eligible applicant retires the bonds prior to the original dates of maturity; or

17 (b) If any applicable lease or financial agreement is terminated prior to the original date of ex-  
18 piration.

19 (5) The provisions of law for liens and the payment and collection of taxes levied against real  
20 property of nonexempt ownerships shall apply to all real property subject to the provisions of this  
21 section. Taxes remaining unpaid upon the termination of a lease or other interest or estate less than  
22 a fee simple, shall remain a lien against the real or personal property.

23 (6) If the state enters into a lease of property with, or grants an interest or other estate less  
24 than a fee simple in property to, a person whose real property, if any, is taxable, then within 30 days  
25 after the date of the lease, or within 30 days after the date the interest or estate less than a fee  
26 simple is created, the state shall file a copy of the lease or other instrument creating or evidencing  
27 the interest or estate with the county assessor. This section applies notwithstanding that the prop-  
28 erty may otherwise be entitled to an exemption under this section, ORS 307.120 or as otherwise  
29 provided by law.

30 **SECTION 30.** ORS 390.134 is amended to read:

31 390.134. (1) As used in this section:

32 (a) “Camper” has the meaning given that term in ORS 801.180.

33 (b) “County” includes a metropolitan service district organized under ORS chapter 268, but only  
34 to the extent that the district has acquired, through title transfer, and is operating a park or re-  
35 creation site of a county pursuant to an intergovernmental agreement.

36 (c) “Motor home” has the meaning given that term in ORS 801.350.

37 (d) “Travel trailer” has the meaning given that term in ORS 801.565.

38 (2) The State Parks and Recreation Department Fund is established separate and distinct from  
39 the General Fund. Moneys in the fund are continuously appropriated to the State Parks and Recre-  
40 ation Department for the purposes provided by law. The fund shall consist of the following:

41 (a) All moneys placed in the fund as provided by law. Any interest or other income derived from  
42 the depositing or other investing of the fund must be credited to the fund.

43 (b) All registration fees received by the Department of Transportation for campers, motor homes  
44 and travel trailers that are transferred to the fund under ORS 366.512. The funds must be deposited  
45 in a separate subaccount established under subsection (3) of this section.

1 (c) Revenue from fees and charges pursuant to ORS 390.124.

2 (3) Any moneys placed in the fund for a particular purpose may be placed in a separate subac-  
3 count within the fund. Each separate subaccount established under this subsection must be sepa-  
4 rately accounted for. Moneys placed in a subaccount must be used for the purposes for which they  
5 are deposited.

6 (4) All of the moneys in the fund except those moneys described in subsection (3), (5), (6) or (7)  
7 of this section must be deposited in a separate subaccount within the fund and used by the State  
8 Parks and Recreation Department for the acquisition, development, maintenance, care and use of  
9 park and recreation sites and for the maintenance and operation of the Oregon [*State Fair*] **Expo-**  
10 **sition Center**. The moneys in the subaccount under this subsection must be accounted for sepa-  
11 rately and stated separately in the State Parks and Recreation Department's biennial budget.

12 (5)(a) Thirty-five percent of the amount transferred to the State Parks and Recreation Depart-  
13 ment under ORS 366.512 from the registration of travel trailers, campers and motor homes and under  
14 ORS 803.601 from recreational vehicle trip permits must be deposited in a separate subaccount  
15 within the fund to be distributed for the acquisition, development, maintenance, care and use of  
16 county park and recreation sites. The moneys in the subaccount under this paragraph must be ac-  
17 counted for separately. The following apply to the distribution of moneys under this paragraph:

18 (A) The moneys must be distributed among the several counties for the purposes described in  
19 this paragraph. The distribution shall be made at times determined by the State Parks and Recre-  
20 ation Department but must be made not less than once a year.

21 (B) The sums designated under this paragraph must be remitted to the county treasurers of the  
22 several counties by warrant.

23 (b) The department shall establish an advisory committee to advise the department in the per-  
24 formance of its duties under this subsection. The composition of the advisory committee under this  
25 subsection is as determined by the department by rule. In determining the composition of the advi-  
26 sory committee, the department shall attempt to provide reasonable representation for county offi-  
27 cials or employees with responsibilities relating to county parks and recreation sites.

28 (c) The department, by rule, shall establish a program to provide moneys to counties for the  
29 acquisition, development, maintenance, care and use of county park and recreation sites. The rules  
30 under this paragraph shall provide for distribution of moneys based on use and need and, as the  
31 department determines necessary, on the need for the development and maintenance of facilities to  
32 provide camping sites for campers, motor homes and travel trailers.

33 (6) The department shall create a separate City and County Subaccount within the fund to be  
34 used to reimburse cities and counties as provided in ORS 390.290.

35 (7) The department shall create a separate rural Fire Protection District Subaccount to be used  
36 to provide funds for the fire protection districts as provided in ORS 390.290.

37 (8) On or before January 15 of each odd-numbered year, the State Parks and Recreation Director  
38 shall report to the Joint Committee on Ways and Means created by ORS 171.555 on the use of  
39 moneys deposited pursuant to ORS 805.256 in the fund. The director shall make the report in a form  
40 and manner as the committee may prescribe.

41 **SECTION 31.** ORS 390.134, as amended by section 2, chapter 792, Oregon Laws 2007, and sec-  
42 tion 47, chapter 11, Oregon Laws 2009, is amended to read:

43 390.134. (1) As used in this section:

44 (a) "Camper" has the meaning given that term in ORS 801.180.

45 (b) "County" includes a metropolitan service district organized under ORS chapter 268, but only

1 to the extent that the district has acquired, through title transfer, and is operating a park or re-  
2 creation site of a county pursuant to an intergovernmental agreement.

3 (c) "Motor home" has the meaning given that term in ORS 801.350.

4 (d) "Travel trailer" has the meaning given that term in ORS 801.565.

5 (2) The State Parks and Recreation Department Fund is established separate and distinct from  
6 the General Fund. Moneys in the fund are continuously appropriated to the State Parks and Recre-  
7 ation Department for the purposes provided by law. The fund shall consist of the following:

8 (a) All moneys placed in the fund as provided by law. Any interest or other income derived from  
9 the depositing or other investing of the fund must be credited to the fund.

10 (b) All registration fees received by the Department of Transportation for campers, motor homes  
11 and travel trailers that are transferred to the fund under ORS 366.512. The funds must be deposited  
12 in a separate subaccount established under subsection (3) of this section.

13 (c) Revenue from fees and charges pursuant to ORS 390.124.

14 (3) Any moneys placed in the fund for a particular purpose may be placed in a separate subac-  
15 count within the fund. Each separate subaccount established under this subsection must be sepa-  
16 rately accounted for. Moneys placed in a subaccount must be used for the purposes for which they  
17 are deposited.

18 (4) All of the moneys in the fund except those moneys described in subsection (3), (5), (6) or (7)  
19 of this section must be deposited in a separate subaccount within the fund and used by the State  
20 Parks and Recreation Department for the acquisition, development, maintenance, care and use of  
21 park and recreation sites and for the maintenance and operation of the Oregon [*State Fair*] **Expo-**  
22 **sition Center**. The moneys in the subaccount under this subsection must be accounted for sepa-  
23 rately and stated separately in the State Parks and Recreation Department's biennial budget.

24 (5)(a) Thirty percent of the amount transferred to the State Parks and Recreation Department  
25 under ORS 366.512 from the registration of travel trailers, campers and motor homes and under ORS  
26 803.601 from recreational vehicle trip permits must be deposited in a separate subaccount within the  
27 fund to be distributed for the acquisition, development, maintenance, care and use of county park  
28 and recreation sites. The moneys in the subaccount under this paragraph must be accounted for  
29 separately. The following apply to the distribution of moneys under this paragraph:

30 (A) The moneys must be distributed among the several counties for the purposes described in  
31 this paragraph. The distribution shall be made at times determined by the State Parks and Recre-  
32 ation Department but must be made not less than once a year.

33 (B) The sums designated under this paragraph must be remitted to the county treasurers of the  
34 several counties by warrant.

35 (b) The department shall establish an advisory committee to advise the department in the per-  
36 formance of its duties under this subsection. The composition of the advisory committee under this  
37 subsection is as determined by the department by rule. In determining the composition of the advi-  
38 sory committee, the department shall attempt to provide reasonable representation for county offi-  
39 cials or employees with responsibilities relating to county parks and recreation sites.

40 (c) The department, by rule, shall establish a program to provide moneys to counties for the  
41 acquisition, development, maintenance, care and use of county park and recreation sites. The rules  
42 under this paragraph shall provide for distribution of moneys based on use and need and, as the  
43 department determines necessary, on the need for the development and maintenance of facilities to  
44 provide camping sites for campers, motor homes and travel trailers.

45 (6) The department shall create a separate City and County Subaccount within the fund to be

1 used to reimburse cities and counties as provided in ORS 390.290.

2 (7) The department shall create a separate rural Fire Protection District Subaccount to be used  
3 to provide funds for the fire protection districts as provided in ORS 390.290.

4 (8) On or before January 15 of each odd-numbered year, the State Parks and Recreation Director  
5 shall report to the Joint Committee on Ways and Means created by ORS 171.555 on the use of  
6 moneys deposited pursuant to ORS 805.256 in the fund. The director shall make the report in a form  
7 and manner as the committee may prescribe.

8 **SECTION 32.** ORS 462.040 is amended to read:

9 462.040. (1) Race meet licenses granted by the Oregon Racing Commission shall be limited to:

10 (a) Licenses for horse and mule race meets (Class A).

11 (b) Licenses for greyhound race meets (Class B).

12 (2)(a) Except as the commission otherwise may provide by rule, no licensee shall be granted li-  
13 censes of both classes nor shall licenses be issued for more than one class of racing on the same  
14 race course, track or location.

15 (b) In adopting rules to carry out the provisions of this subsection, the commission shall con-  
16 sider, among other matters, the impact on existing race meet licensees in the county in which ap-  
17 plication for a license referred to in paragraph (a) of this subsection is made.

18 (3) The commission [*shall*] **may** not grant any license for greyhound racing at the Oregon [*State*  
19 *Fair*] **Exposition Center**.

20 (4) The license shall specify the number of days the race meet shall continue and the number  
21 of races per day.

22 **SECTION 33.** ORS 462.055 is amended to read:

23 462.055. (1) The Oregon Racing Commission may require of every applicant for a license to hold  
24 a race meet, except the Oregon [*State Fair*] **Exposition Center** and all county fairs, that has not,  
25 within five fiscal years prior to making an application for a license to hold a race meet, operated  
26 a race meet in the county or the city in which application for a license to hold a race meet is made,  
27 a recommendation in writing of the board of county commissioners of the county in the event the  
28 race meet is to be held outside of a city, and of the governing body of such city if the race meet is  
29 to be held within a city.

30 (2) The commission may take such recommendation into consideration before granting or refus-  
31 ing such license. The applicant shall pay an investigating fee not to exceed \$100 to the recom-  
32 mending authority, if any.

33 **SECTION 34.** ORS 462.070 is amended to read:

34 462.070. (1) The license fees for any one fiscal year shall be \$10 for any person required to be  
35 licensed under ORS 462.020 (2). For a person who qualifies for and desires a license in more than  
36 one category, the fee shall be \$2 for each additional category so licensed. Notwithstanding the  
37 foregoing, the total collective fee for all persons who act as employees of a race meet licensee at  
38 a race meet in which the average daily gross mutuel wagering during the preceding fiscal year did  
39 not exceed \$150,000 shall be \$100. The Oregon Racing Commission also may charge a reasonable fee  
40 for claiming certificates in an amount not to exceed \$10.

41 (2) The license fee per fiscal year for operators of public training tracks or kennels required to  
42 be licensed under ORS 462.020 (3) shall be:

43 (a) For the Oregon [*State Fair*] **Exposition Center** or a county or district fair, \$10.

44 (b) For all other operators of public training tracks or kennels, \$25.

45 (3) Notwithstanding the provisions of this section, on and after July 1, 1983, the commission may

1 by rule provide for the issuance of licenses as required under subsection (1) of this section valid for  
2 one, two or three years from date of issuance. The commission may fix the expiration date thereof  
3 and charge a fee at not less than the annual rate for each year, or part thereof, the license is de-  
4 termined valid.

5 **SECTION 35.** ORS 565.140 and 565.640 are repealed.

6 **SECTION 36.** (1) The amendments to ORS 565.021 by section 6 of this 2011 Act are in-  
7 tended to change the name of the State Fair Advisory Committee to the Exposition Center  
8 Advisory Committee.

9 (2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel  
10 may substitute for words designating the “State Fair Advisory Committee,” wherever they  
11 occur in statutory law, other words designating the “Exposition Center Advisory  
12 Committee.”

13 (3) The amendments to ORS 565.021 (2) by section 6 of this 2011 Act apply to appoint-  
14 ments to the Exposition Center Advisory Committee made on or after the effective date of  
15 this 2011 Act to terms beginning on or after the effective date of this 2011 Act.

16 **SECTION 37.** (1) The amendments to ORS 565.040 by section 8 of this 2011 Act are in-  
17 tended to change the name of the Oregon State Fair to the Oregon Exposition Center, except  
18 in references to the annual Oregon State Fair event.

19 (2) Except for references to the annual Oregon State Fair event, for the purpose of  
20 harmonizing and clarifying statutory law, the Legislative Counsel may substitute for words  
21 designating the “Oregon State Fair,” wherever they occur in statutory law, other words  
22 designating the “Oregon Exposition Center.”

23 **SECTION 38.** (1) The amendments to ORS 565.103 by section 13 of this 2011 Act are in-  
24 tended to change the name of the State Fair Capital Project Fund to the Exposition Center  
25 Capital Project Fund.

26 (2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel  
27 may substitute for words designating the “State Fair Capital Project Fund,” wherever they  
28 occur in statutory law, other words designating the “Exposition Center Capital Project  
29 Fund.”

30 **SECTION 39.** (1) The amendments to ORS 565.107 by section 14 of this 2011 Act are in-  
31 tended to change the name of the Oregon State Fair Account to the Oregon Exposition  
32 Center Account.

33 (2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel  
34 may substitute for words designating the “Oregon State Fair Account,” wherever they occur  
35 in statutory law, other words designating the “Oregon Exposition Center Account.”

36 **SECTION 40.** This 2011 Act being necessary for the immediate preservation of the public  
37 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect  
38 on its passage.