

SENATE BILL No. 1

By Senator McGinn

12-8

1 AN ACT concerning the Kansas state fair; relating to the use of the state
2 fair capital improvements fund; amending K.S.A. 2020 Supp. 2-223
3 and repealing the existing section.
4

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

6 Section 1. K.S.A. 2020 Supp. 2-223 is hereby amended to read as
7 follows: 2-223. (a) There is hereby established in the state treasury the
8 state fair capital improvements fund. All expenditures of moneys in the
9 state fair capital improvements fund shall be used for the payment of
10 capital improvements and maintenance for the state fairgrounds and the
11 payment of capital improvement obligations that have been financed.
12 Capital improvement projects for the Kansas state fairgrounds are hereby
13 approved for the purposes of K.S.A. 74-8905(b), and amendments thereto,
14 and the authorization of the issuance of bonds by the Kansas development
15 finance authority in accordance with that statute.

16 (b) *During the fiscal years ending June 30, 2021, and June 30, 2022,*
17 *in addition to the purposes in subsection (a), the state fair board may also*
18 *expend or transfer moneys in the state fair capital improvements fund in*
19 *the same manner as funds deposited in the state fair fee fund, as*
20 *authorized by K.S.A. 2020 Supp. 2-205, and amendments thereto.*

21 (c) On each June 30, the state fair board shall certify to the director of
22 accounts and reports an amount to be transferred from the state fair fee
23 fund to the state fair capital improvements fund, ~~which~~. *Such* amount shall
24 be not less than the amount equal to 5% of the total gross receipts during
25 the current fiscal year from state fair activities and non-fair days activities,
26 except that for the fiscal year ending June 30, 2021, notwithstanding the
27 other provisions of this section, on March 1, 2021, or as soon thereafter as
28 moneys are available therefor, the director of accounts and reports shall
29 transfer from the state fair fee fund to the state fair capital improvements
30 fund the amount equal to the greater of \$300,000 or the amount equal to
31 5% of the total gross receipts during fiscal year 2021 from state fair
32 activities and non-fair days activities through March 1, 2021, except that,
33 subject to approval by the director of the budget prior to March 1, 2021,
34 after reviewing the amounts credited to the state fair fee fund and the state
35 fair capital improvements fund, cash flow considerations for the state fair
36 fee fund, and the amount required to be credited to the state fair capital

1 improvements fund pursuant to this subsection to pay the bonded debt
2 service payment due on April 1, 2021, the state fair board may certify an
3 amount on March 1, 2021, to the director of accounts and reports to be
4 transferred from the state fair fee fund to the state fair capital
5 improvements fund that is equal to the amount required to be credited to
6 the state fair capital improvements fund pursuant to this subsection to pay
7 the bonded debt service payment due on April 1, 2021, and shall certify to
8 the director of accounts and reports on the date specified by the director of
9 the budget the amount equal to the balance of the aggregate amount that is
10 required to be transferred from the state fair fee fund to the state fair
11 capital improvements fund for fiscal year 2021. Upon receipt of any such
12 certification, the director of accounts and reports shall transfer moneys
13 from the state fair fee fund to the state fair capital improvements fund in
14 accordance with such certification.

15 Sec. 2. K.S.A. 2020 Supp. 2-223 is hereby repealed.

16 Sec. 3. This act shall take effect and be in force from and after its
17 publication in the Kansas register.