

IC 15-13-2

Chapter 2. State Fair Commission

IC 15-13-2-1

State fair commission established

Sec. 1. (a) The state fair commission is established.

(b) The commission:

- (1) is a separate body, corporate and politic;
- (2) is not a state agency; and
- (3) performs essential governmental functions.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-2

Membership of commission

Sec. 2. (a) The commission consists of eight (8) members as follows:

- (1) Five (5) members appointed by the governor.
- (2) The presiding officer of the board.
- (3) The director of the Indiana state department of agriculture appointed under IC 15-11-3-1 or the director's designee.
- (4) The presiding officer of the trustees elected under IC 15-13-11-7 or the presiding officer's designee who must be selected from the membership of the trustees.

(b) The chairperson of the advisory committee appointed under IC 15-13-6-2(d) or a member of the advisory committee designated by the chairperson may serve as an ex officio nonvoting member of the commission.

(c) Not more than:

- (1) one (1) member appointed under subsection (a)(1) may reside in the same district; and
- (2) three (3) members appointed under subsection (a)(1) may be affiliated with the same political party.

Each district is not required to have a member of the commission represent it.

(d) Two (2) members appointed under subsection (a)(1) must have a recognized interest in agriculture or agribusiness.

As added by P.L.2-2008, SEC.4. Amended by P.L.120-2008, SEC.37.

IC 15-13-2-3

Commission; terms; reappointment

Sec. 3. (a) Except as provided in subsection (d), the term of an individual appointed under section 2(a)(1) of this chapter begins on the later of the following:

- (1) October 1 after the expiration of the term of the member whom the individual is appointed to succeed.
- (2) The day the individual is appointed by the governor.

(b) The term of a member appointed under section 2(a)(1) of this chapter expires on September 30 of the fourth year after the expiration of the term of the member's immediate predecessor.

(c) Except as provided in subsection (d), the governor may

reappoint a member appointed under section 2(a)(1) of this chapter for a new term. A member reappointed by the governor is the member's own:

- (1) successor for purposes of subsection (a); and
- (2) immediate predecessor for purposes of subsection (b).

(d) An individual may not serve as a member under section 2(a)(1) of this chapter for more than eight (8) years in any twelve (12) year period, except as provided in section 4(c) of this chapter.

(e) The member serving under section 2(a)(2) of this chapter serves until the member is not the presiding officer of the board.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-4

Commission; appointments; unexpired terms

Sec. 4. (a) The governor shall appoint an individual qualified under sections 2 and 3 of this chapter to fill a vacancy on the commission.

(b) An individual appointed by the governor under subsection (a) serves the remainder of the unexpired term of the member the individual replaces.

(c) The period of the unexpired term for which an individual serves after appointment under this section is not considered in determining the number of years that a member has served in a twelve (12) year period for purposes of section 3(d) of this chapter.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-5

Appointment of officers

Sec. 5. (a) The governor shall appoint a member appointed under section 2(a)(1) of this chapter to be the presiding officer of the commission. The presiding officer of the commission serves until the earlier of the following:

- (1) The member's term expires.
- (2) The member is replaced as presiding officer by the governor.

(b) The commission may elect other officers for the commission from the commission's membership.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-6

Per diem and traveling expenses

Sec. 6. (a) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a state employee is entitled to reimbursement for traveling expenses as provided under

IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-7

Quorum

Sec. 7. A majority of the members of the commission constitutes a quorum for the transaction of business.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-8

Administration of article

Sec. 8. The commission shall administer this article.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-9

Rules

Sec. 9. The commission may adopt rules under IC 4-22-2 to implement this article.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-10

Executive director

Sec. 10. (a) The commission shall employ an executive director who is the chief administrative officer of the commission.

(b) The executive director shall implement the policies of the commission.

(c) The commission may delegate to the executive director any of the commission's powers. The commission may make a delegation under this subsection by either of the following:

(1) A resolution adopted by the commission.

(2) A rule adopted by the commission under IC 4-22-2.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-11

Staff

Sec. 11. The executive director may hire staff for the commission.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-12

Executive director; delegation of powers

Sec. 12. The executive director may delegate a power or duty of the executive director to a member of the staff.

As added by P.L.2-2008, SEC.4.

IC 15-13-2-13

Repealed

(Repealed by P.L.177-2011, SEC.5.)

IC 15-13-2-14

Expenses of the commission

Sec. 14. The commission shall pay the expenses of the commission from the money of the commission, including the fund.
As added by P.L.2-2008, SEC.4.

IC 15-13-2-15

Surety bonds

Sec. 15. (a) Before the issuance of any bonds under this chapter:
(1) the executive director of the commission;
(2) each member of the commission; and
(3) any other employee or agent of the commission authorized by resolution of the commission to handle funds or sign checks; shall execute a surety bond in the penal sum of fifty thousand dollars (\$50,000).

(b) If an individual described in subsection (a)(1) through (a)(3) is already covered by a bond required by state law, the individual does not need to obtain another bond if the bond required by state law:

- (1) is in at least the penal sum specified in subsection (a); and
- (2) covers the individual's activities for the authority.

(c) Instead of the surety bond required under subsection (a), the chairperson of the commission may execute a blanket surety bond covering each member, the executive director, and the employees or other officers of the commission.

(d) A surety bond required under this section must be:

- (1) conditioned upon the faithful performance of the individual's duties; and
- (2) issued by a surety company authorized to transact business in Indiana as a surety.

(e) After the issuance of any surety bonds, the surety bonds must be maintained in full force and effect at all times.

(f) The commission shall pay the costs of the surety bonds issued under this section.

As added by P.L.2-2008, SEC.4.