

CHAPTER 42

STATE FAIR PARK BOARD

42.01	Powers and duties; general.	42.06	State fair receipts, prompt audit.
42.02	State fair park director.	42.07	Ticket scalping; penalty.
42.03	Staff.	42.08	Insurance.
42.04	Private operation and leasing.	42.09	State fair park facilities.
42.05	Auto races.	42.10	Cooperation to promote agriculture.

42.01 Powers and duties; general. (1) The state fair park board shall manage the state fair park and supervise or conduct thereat fairs, exhibits or promotional events for agricultural, industrial, educational and recreational purposes; lease or license the use of any property thereon for other purposes when not needed for the above public purposes; and charge reasonable rents and fees for use of or attendance at the premises.

(2) The state fair board shall exercise police supervision over state fair park, and its duly appointed agents or representatives may arrest, with or without warrant, any person within such park area, committing an offense against the laws of the state or the rules of that board, and except as provided in sub. (3) deliver such person to a proper court in the county and execute a complaint charging such person with the offense committed.

(3) (a) The state fair park board shall promulgate rules governing the use of state fair park and establish a bond deposit schedule for purposes of par. (c). The state fair park board may not establish any bond deposit in an amount exceeding \$200. Any person violating such rules shall forfeit not more than \$200 which may be recovered by civil action as provided by ch. 778 and when collected shall be paid directly into the state treasury. The action shall be commenced by the attorney general or by the district attorney in the circuit court for Milwaukee county.

(b) The state fair park board may not promulgate rules regarding the distribution of noncommercial handbills, but may adopt rules regarding registration of noncommercial handbills if the state fair park board gives reasonable notice to the public of the registration requirement. The state fair park board may request the attorney general to commence legal action for an injunction restraining the distribution or confining it in such manner as the court deems proper, if it appears to the fair park management that the manner of distribution or the content of noncommercial handbills will cause harm or provoke violence.

(c) When any person is arrested for violation of a rule promulgated under this subsection, the duly appointed agent or representative of the state fair park board shall accept from such person a bond, in the amount established by rule of the state fair park board for such violation, with sufficient sureties, or his or her own personal bond upon depositing the amount thereof in money, for his or her appearance in the court having jurisdiction of such offense. A receipt shall be issued therefor.

(d) If the person so arrested and released fails to appear, personally or by an authorized attorney or agent, before the court at the time fixed for hearing of the case, then the bond and money deposited, or such portion thereof as the court determines to be an adequate penalty, plus the costs, may be declared forfeited by the court or may be ordered applied upon the payment of any penalty which may be imposed after an ex parte hearing together with the costs. In either event,

the surplus, if any, shall be refunded to the person who made such deposit.

History: 1989 a. 219 ss. 16, 20 to 23; Stats. 1989 s. 42.01.

42.02 State fair park director. The state fair park board shall appoint a state fair park director, outside the classified service.

History: 1989 a. 219 s. 24; Stats. 1989 s. 42.02.

42.03 Staff. The state fair park director shall appoint all staff necessary for performing the duties of the state fair park board.

History: 1989 a. 219.

42.04 Private operation and leasing. Nothing in this chapter shall prevent the operation and leasing of any facilities by private entrepreneurs, except that the state shall reserve the use of state fair park facilities for a sufficient period of time every year for purposes of conducting an annual state fair.

History: 1989 a. 219 s. 26; Stats. 1989 s. 42.04.

42.05 Auto races. Every vehicle propelled by gasoline or other similar motive power, used on the state fairgrounds in racing competition or practice therefor, except during the annual state fair and except at other times between 8 a.m. and 10 p.m., shall be equipped with a muffler which, at all times, shall be in good working condition sufficient to prevent excessive or unusual noise. It is unlawful to operate, or for the state fair park board to permit to be operated, on the state fairgrounds in racing competition or practice therefor, except during the annual state fair and except at other times between 8 a.m. and 10 p.m., any such vehicle, so propelled by gasoline or other similar motive power, with the muffler or cutout open. Any person violating this section may be fined not more than \$200 or imprisoned not more than 6 months or both.

History: 1989 a. 219 s. 27; Stats. 1989 s. 42.05.

42.06 State fair receipts, prompt audit. (1) Unless the secretary of administration acts under sub. (2), the state treasurer and the secretary of administration or their duly authorized representatives shall be in attendance at the state fair each year to receive all moneys collected on account of state operation of the state fair and to audit and pay expenditures duly certified by the state fair park board as having been necessarily incurred in the operation of the state fair.

(2) The secretary of administration may delegate an audit of claims against the state fair park board incurred in the operation of the state fair and may authorize the use of the contingent fund to pay these claims promptly.

History: 1989 a. 219 s. 28; Stats. 1989 s. 42.06.

42.07 Ticket scalping; penalty. (1) Every ticket or other evidence of the right of entry to any amusement, game, contest, exhibition or performance given by or under the auspices of the state fair park shall be considered a revocable

42.07 STATE FAIR PARK BOARD

license to the person to whom such ticket is issued and shall be transferable only on such terms and conditions as the state fair park board prescribes.

(2) No such ticket or other evidence of the right of entry may be sold for more than the price printed upon the face of the ticket. Any person reselling any such ticket for more than said price shall be fined not less than \$10 nor more than \$100 or imprisoned not more than 60 days.

History: 1989 a. 219 s. 29; Stats. 1989 s. 42.07.

42.08 Insurance. The state fair park board may procure worker's compensation insurance to cover its employees.

History: 1989 a. 219 s. 30; Stats. 1989 s. 42.08.

42.09 State fair park facilities. The state fair park board shall cooperate with the building commission in all matters relating to the development of new facilities under s. 13.488 (7). The state fair park board shall solicit proposals from

private entrepreneurs interested in leasing any facilities at state fair park. The terms of such leases may be negotiated at the discretion of the state fair park board, subject to the lease provisions of s. 13.488 (7).

History: 1989 a. 219 s. 32; Stats. 1989 s. 42.09.

42.10 Cooperation to promote agriculture. The state fair park board shall enter into a memorandum of understanding with the department of agriculture, trade and consumer protection to coordinate the activities of the state fair park board and that department. The state fair park board shall cooperate with the department of agriculture, trade and consumer protection in the conduct and promotion of fairs, exhibits and educational and promotional events related to agriculture and the activities of that department at state fair park.

History: 1989 a. 219.