Chapter 565

1963 REPLACEMENT PART

Fairs and Exhibits

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DEFINITIONS

565.010 Definitions. As used in this chapter, unless the context requires otherwise:

(1) "Board" means "county fair board."

(2) "Commission" means "Oregon State Fair Commission."

THE OREGON STATE FAIR

565.020 Oregon State Fair Commission established; members; term; compensation; executive secretary. (1) The Oregon State Fair Commission, hereby established, shall consist of five members to be appointed by the Governor for terms of four years. The Governor shall appoint as a member a resident from each congressional district in Oregon and one additional member who resides in Oregon. A vacancy on the commission shall be filled for the unexpired term by appointment by the Governor.

(2) Each member of the commission shall receive $10 for each day when actually engaged in the performance of official duties as a member, together with expenses necessarily incurred, such reimbursements to be made from money appropriated to the Oregon State Fair Commission for such purposes.

(3) The commission may employ an executive secretary at a salary to be fixed by the commission and such other employes as may be required. The commission may delegate to the executive secretary any of its administrative authority, powers or duties.

565.030 Commission to manage and control state fair. The Oregon State Fair Commission shall manage and control the Oregon State Fair in all respects.

565.040 Oregon State Fair established. There is established a state institution to be designated and known as the Oregon State Fair.

565.050 State fair purposes; duration; date. The objects and purposes of the Oregon State Fair are to disseminate knowledge concerning, and to encourage the growth and prosperity of all agricultural, stock raising, horticultural, mining, mechanical, artistic and industrial pursuits in this state. To this end the management of the fair shall provide an annual state fair or exposition of all said enumerated products. The management of the fair may also display historical objects. The fair shall be conducted for a period of not more than two weeks, as the management designates, beginning at such date as the commission directs.

[Amended by 1955 c.146 §1]

565.060 Rules and regulations; fiscal year. (1) The commission may adopt such rules and regulations, not inconsistent with law, as in its judgment may be calculated to contribute to the advancement of the purposes indicated in ORS 565.040 to 565.110.

(2) The fiscal year for the Oregon State Fair shall commence on July 1 and close on June 30 of the following year.

565.070 Bonds of employes. All persons authorized by the commission to receive or disburse money in connection with the administration of the Oregon State Fair shall be required to give a good and sufficient bond in such form and amount as the commission may prescribe.

565.080 Management of state fair; powers of commission; peace officers; state not liable for premiums. (1) The commission shall have care of the state fair property and be intrusted with the entire direction of the state fair business and financial affairs. It shall, in conformity with the provisions of ORS 565.040 to 565.110, prepare, adopt, publish and enforce all necessary rules for the management of the state fair, its meetings and exhibitions and for the guidance of its officers or employes.

(2) The commission may appoint all necessary marshals to keep order on the grounds and in the buildings of the state fair during all exhibitions. The marshals so appointed shall be vested with the same authority for such purposes as executive peace officers are vested by law.

(3) The commission may charge entrance fees, gate money, lease stalls, stands, restaurant sites, give prizes and premiums and do all other things which by the commission may be considered proper to conduct in connection with the state fair, not otherwise prohibited by law; but in no event shall the state be liable for any premium awarded or debt created by the commission beyond the amount annually appropriated therefor.

565.090 Location of state fair; purchase of adjacent land. (1) The Oregon State Fair shall be permanently located on the present grounds now owned by the state and heretofore devoted to state fair purposes, located north of the City of Salem, in Marion County. Those grounds and such additional lands as

may hereafter be obtained in connection therewith are dedicated for the use of the Oregon State Fair.

(2) The commission may purchase such fraction of an acre of land adjacent to the grounds as it may deem necessary and advisable to facilitate the use of such grounds.

565.100 State Fair Account; deposit and withdrawal of funds. (1) All moneys received by the commission, to the credit of the Oregon State Fair shall be paid over by the commission to the State Treasurer for credit to the General Fund in an account to be known as the State Fair Account. Such moneys shall constitute an appropriation for the purpose of carrying out the provisions relating to the Oregon State Fair contained in ORS 565.040 to 565.120 and 565.610 to 565.630.

(2) The State Treasurer shall pay out the State Fair Account upon warrants of the Secretary of State in the same manner as other funds appropriated for the use of the commission are paid out.

565.110 Commission bank account; inspection by Secretary of State. (1) Notwithstanding subsection (2) of ORS 565.100, in order to pay promptly prize moneys, premiums, wages, necessary costs of repairs and other claims requiring prompt payment in connection with the Oregon State Fair, the commission may at any time during the year, file a voucher with the Secretary of State for such amount as it deems necessary to make such payments. The Secretary of State shall draw his warrant upon the State Fair Account for the amount of such voucher, payable to the Oregon State Fair Commission. The commission shall place any moneys so drawn from the State Treasury in a bank and may withdraw such money for the purpose of paying expenses in connection with the Oregon State Fair, by checks signed by the commission or by its officer or employe authorized so to do in writing by the commission, which written authorization shall be filed with the Secretary of State.

(2) The commission shall, at the end of the fiscal year of the State of Oregon, file with the Secretary of State a complete list of all such checks drawn, together with the list of warrants drawn on the State Fair Account and deposited into the checking account of the Oregon State Fair. All canceled checks for such expenditures shall be retained by the commission subject to audit and inspection by the Secretary of State.

565.120 Licenses to do business on state fairgrounds; disposition of proceeds. The commission is authorized to issue a license for a period of not to exceed two weeks during each year, permitting the holder of the license to conduct any business therein named upon the state fairgrounds for a period of two weeks or less at such price as the commission may determine. The funds arising therefrom shall become a part of the funds deposited with the State Treasurer under ORS 565.100.

565.130 Businesses which may be licensed; commission sole recipient of license fees; duration of license. (1) Licenses under ORS 565.120 may be issued permitting any business to be conducted upon the fairgrounds which under the laws of this state may be conducted at any place within the state, including the sale of malt, vinous or distilled liquor.

(2) Any business so licensed by the commission shall not be required to pay license to any city, county or state, other than to the commission as provided in ORS 565.120, for conducting a business upon the fairgrounds; except that nothing in this section shall interfere with the laws of this state requiring a license to be obtained from the Oregon Liquor Control Commission for the sale or distribution of alcoholic liquors, provided that said license is issued for the two weeks or less period during which the fair is held.

565.140 Buildings and facilities for 4-H Clubs and Future Farmers of America. The buildings and facilities therein that are planned, constructed, altered, furnished and equipped by the Oregon State Fair Commission at the state fairgrounds, as authorized by chapter 442, Oregon Laws 1957, shall be used primarily for the housing and feeding of boys and girls of 4-H Clubs and boys of Future Farmers of America and for exhibit and contest space for nonlivestock exhibits of both groups. These buildings and facilities therein shall be available for other groups only at times other than during the state fair and as authorized by the Oregon State Fair Commission.

[1957 c.442 §1; 1959 c.52 §1]

565.142 Financing of facilities authorized by ORS 565.140. (1) There hereby is established a fund in the State Treasury to be

known as the 4-H Club and F.F.A. Building Fund. The moneys in such fund hereby are appropriated to the Oregon State Fair Commission for the planning, constructing, altering, furnishing and equipping of the facilities described in ORS 565.140.

(2) The Public Employes' Retirement Board may, at its discretion, invest not more than $300,000 of the moneys in the Public Employes' Retirement Fund in the 4-H Club and F.F.A. Building Fund. The 4-H Club and F.F.A. Building Fund and the facilities described in ORS 565.140 shall stand for and be an investment of the Public Employes' Retirement Fund to the extent of any unreturned amount of the investment.

(3) Notwithstanding ORS 462.280, before any other distribution of the percentage of the gross receipts of mutual wagering collected by the Oregon Racing Commission under ORS chapter 462 has been made and until the principal and interest on the amount invested under subsection (2) of this section have been fully paid, the sum of $27,000 annually shall be deposited to the credit of the 4-H and F.F.A. Building Investment Amortization Fund, which fund hereby is established. Of the sum so deposited annually, $10,800 thereof shall be derived from the distribution of the gross receipts of mutual wagering required to be paid into the State Treasury under ORS chapter 462, $2,970 from the total distribution required to be paid to individually named beneficiaries and $13,230 from the total distribution required to be paid for the benefit of the several county fairs; and, with respect to the amounts payable under ORS chapter 462 to individually named beneficiaries, each beneficiary's distribution shall be reduced by an amount which is to $2,970 as its specified distribution is to the total distribution required to be made to all such beneficiaries. Money in the 4-H and F.F.A. Building Investment Amortization Fund hereby is appropriated and shall be paid annually on November 1 of each year to the Public Employes' Retirement Fund to be applied first to the payment of interest on the investment at such rate as may have been theretofore agreed upon by the Public Employes' Retirement Board and the Oregon State Fair Commission and second, with respect to the balance thereof, to be applied to the retirement of the principal investment. In the event revenues deposited to the credit of the 4-H and F.F.A. Building Investment Amortization Fund are less than the sum of $27,000 annually, there hereby is appropriated annually from the General Fund to the Public Employes' Retirement Fund, during the period for which deposits are required, an amount sufficient to make up the difference.

(4) Until the total amount invested under subsection (2) of this section, plus interest, has been returned to the Public Employes' Retirement Fund, the Oregon State Fair Commission, for the benefit of the retirement fund, shall keep the facilities described in ORS 565.140 insured against loss, from any of the causes for which coverage under the Restoration Fund is available, to the extent of not less than the difference, if any, between the amount of coverage under the Restoration Fund and the unreturned amount of the investment.

[1957 c.442 §2]

565.150 Armory on state fairgrounds. (1) When construction of an armory containing an auditorium is authorized under ORS 397.375 to 397.383 in Marion County, if the Oregon State Fair Commission and the General Staff of the Oregon National Guard arrive at a mutually satisfactory agreement for the use of the armory by the commission, the commission may, notwithstanding the provisions of ORS 565.090, permit such armory to be constructed on Oregon State Fairgrounds, and grant control over such armory and grounds to the General Staff for the period that such armory and grounds are used for military purposes. When such armory and grounds are no longer used for military purposes, the control over them shall revert to the commission.

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

[1959 c.615 §§1, 2]

565.160 Horse barn facilities at state fairgrounds. (1) The Oregon State Fair Commission shall plan, construct, alter, furnish and equip horse barn facilities at the state fairgrounds suitable for stabling 400 horses. These facilities shall also include restrooms suitable for public use. The commission shall also plan, construct, alter, furnish and equip storm sewers at the state fairgrounds.

(2) The Oregon State Fair Commission shall as an operating cost insure the facilities

described in subsection (1) of this section against fire and other hazards in such sums as are required to protect the value of the facilities. This insurance shall be supplemental to that afforded by the State Restoration Fund, without the right of other insurers, in the event of loss, to subrogation to or contribution from that fund.

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

(a) Any or all bids may be rejected.

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

[1961 c.634 §§1, 6, 7]

565.170 Homemaking arts and crafts facility at state fairgrounds. The Oregon State Fair Commission shall plan, construct, alter, furnish and equip at the state fairgrounds a facility suitable for housing exhibits and providing contest space for the homemaking arts and crafts.

[1963 c.613 §1]

565.180 Financing of facility authorized by ORS 565.170. (1) There hereby is created in the General Fund of the State Treasury an account to be known as the 1963 State Fairgrounds Construction Account. The money in such account hereby is continuously appropriated to the Oregon State Fair Commission for payment of the costs incurred in connection with the facility described in ORS 565.170. The State Treasurer shall pay out such account upon warrants of the Secretary of State in the same manner as other funds appropriated for the use of the commission are paid out.

(2) Notwithstanding ORS 565.100, all funds in excess of $35,000 received by the Oregon State Fair Commission in any one year under ORS 462.280 to the credit of the Oregon State Fair shall be paid over by the commission to the State Treasurer for credit to the 1963 State Fairgrounds Construction Account.

[1963 c.613 §§2, 3]

565.190 to 565.200 [Reserved for expansion]

COUNTY FAIRS AND SHOWS

565.210 County fairs; authority; county fair board; members; appointment; term; bond. (1) Any county may hold county and industrial fairs; but only one county fair shall be held in each county.

(2) In counties holding county fairs, the county court or board of county commissioners of such county shall appoint a board consisting of not less than three nor more than five resident tax paying citizens of the county, to be known as the county fair board. When the first members of the board are appointed under this section, one member shall be appointed for a term to expire the January next following his appointment, one for a term to expire one year from the January next following his appointment, and one for a term to expire two years from the January next following his appointment. In addition to the three members, the county court or board of county commissioners may, at any time, appoint not more than two additional members, the fourth member to be appointed for a term to expire one year from the January next following his appointment and the fifth member, if any, for a term to expire two years from the January next following his appointment. Annually thereafter, at the first meeting in January, upon the expiration of the term of a member, a successor shall be appointed to serve for three years.

(3) The court shall require each member of the board to furnish a good and sufficient bond in favor of the county, conditioned upon the faithful performance of the duties of his office. The bond for each member shall be in a sum equal to $10,000 or 20 percent of the total revenues received by the fair in the last fiscal year ending prior to the appointment of such member, whichever is the lesser amount. The bond when approved by the county court shall be filed with the county clerk. The premium on the bond shall be paid for by the county fair board as an expense of the board.

(4) In all counties over 300,000 population according to the last decennial census the county commissioners thereof shall be ex officio members of the fair board and shall act as such in lieu of appointing a board as otherwise provided in this section.

[Amended by 1957 c.118 §1; 1961 c.684 §1]

565.220 County fair board; organization; quorum; president and secretary. (1) The members of a county fair board shall, as soon as their bonds have been filed and approved, meet and organize by electing a president and selecting a secretary.

(2) A majority of the members of the

board shall constitute a quorum for the transaction of all business at meetings. In the absence of the president another member of the board shall perform the duties of the president.

(3) The secretary provided for in subsection (1) of this section is not required to be a member of the board. The secretary shall execute a bond, as required of board members by ORS 565.210.

[Amended by 1953 c.675 §12; 1961 c.684 §2]

565.230 Management of county or district fairs; licenses; disposition of proceeds. (1) The board has the exclusive management of the ground and all other property owned, leased, used or controlled by the county and devoted to the use of the county fair, and is entrusted and charged with the entire business management and financial and other affairs of such fair.

(2) In order that the fairgrounds and buildings may be utilized to the fullest extent for pleasure, recreation and public benefit, the board shall at all times have the authority to issue licenses and grant permits for the holding of any shows, carnivals, circuses, dances, entertainments or public gatherings upon the fairgrounds and which would otherwise require a license or permit issued by the county clerk. During the progress of county or district agricultural or industrial fairs and not otherwise, any such businesses so licensed by the board shall not be required to pay license to any city or county other than to the board as provided in this section. The board shall fix the sum to be paid for such permits and licenses, which shall be issued and signed by the president and secretary of the board. The moneys received from the issuance of such permits and licenses shall be deposited to the credit of the fair fund and warrants drawn against it the same as upon the disbursement of any other fair funds.

[Amended by 1953 c.675 §12]

565.240 Rules and regulations; peace officers; appointment and powers. The board may make and enforce all rules and regulations necessary for the proper conduct and management of their respective fairs. It may appoint such marshals or police as may be necessary to keep order and preserve the peace during the time and at the place of holding the fairs and at all other times when the board deems such appointments necessary for the preservation of the peace and the protection of public and private property upon the fairgrounds. The officers so appointed have the same authority for the preservation of order and making arrests upon the grounds as would a deputy sheriff.

565.250 Collection and dissemination of information; cooperation with agricultural and industrial organizations; inscriptions on exhibits; financial statement. (1) The board may collect and disseminate such information as is calculated to educate and benefit industrial classes, develop the resources and advance the material interests of the state and may collect and distribute such reliable information as will encourage immigration, land settlement and the industrial and agricultural development of the county.

(2) In carrying out the intent and purpose of subsection (1) of this section, the board may cooperate with the various granges of the county, other organized agricultural societies or organizations, industrial organizations of the county, chambers of commerce or other organizations of similar nature and purpose.

(3) Whenever the board provides any part of or all the cost and expense of the preparation, planning or placing of exhibits, advertising or correspondence, the same shall bear one of the following legends upon a card, or otherwise suitably inscribed or printed:

(a) "By authority of the (name of county) fair board."

(b) "By authority of (name of county) fair board in cooperation with the (name of society or organization)."

(4) The board shall, on or before December 1 of each year, file with the county clerk a complete financial statement showing all funds received and disbursed. There may be included in the report such suggestions and recommendations as in its opinion would make for the improvement and advancement of agricultural and kindred industries of the fair.

565.260 Fair board or agricultural society existing prior to June 4, 1913. Where there existed on June 4, 1913, a county fair board, or an agricultural society in any county holding a county fair in such county, such board shall be considered the county fair board of such county by the provisions of ORS 565.210 to 565.310, and shall be governed under the rules and bylaws already in force of such association; provided, there

shall be only one county fair held in each county.

565.270 [Repealed by 1959 c.579 §1]

565.280 Annual apportionment to counties. Each June 1 the Oregon Racing Commission shall distribute to each county treasurer in the state an amount which is the same proportion of the total amount apportioned under paragraph (b) of subsection (1) of ORS 462.280 as the county's equalized value of taxable property is of the whole value of the taxable property in the state as equalized, according to the tenth column of the tables delivered by the State Tax Commission to the Secretary of State on August 16, 1957, pursuant to ORS 309.370.
[Amended by 1959 c.579 §2; 1963 c.495 §5]

565.290 Use and disbursement of funds by counties. (1) Should a county through its county fair board decide to hold a fair, the funds paid to the county treasurer as provided in ORS 565.280 shall be used in the payment of premiums at such fairs. No part of such funds shall be awarded as premiums or prizes for trials of speed.

(2) Should a county fair be held, such funds in the hands of the county treasurer shall be disbursed upon warrants drawn by the board and signed by the president and secretary thereof.

(3) Except as provided in subsection (4) of this section, the county court of any county receiving funds as provided in ORS 565.280 shall determine which certain fairs, land products or livestock shows shall be entitled to receive such funds, and the amount of each to be received, and upon the order of the court the county treasurer shall disburse as provided in subsection (2) of this section.

(4) Upon application of the president of each of the following organizations, the board of county commissioners shall turn over to the treasurer of the respective organization, not later than July 31 of each year the sum indicated out of the funds received by Multnomah County under ORS 565.280:

(a) Oregon Poultry and Pet Stock Association $2,500

(b) Manufacturers and Land Products Show $4,500

(c) Pacific National Dairy Show.... $1,000

(d) Multnomah County Fair..... All funds received by Multnomah County under ORS 565.280 other than those applied for under paragraphs (a) to (c) of this subsection.

(5) The money received by such organizations as prescribed in subsection (4) of this section shall be used exclusively for the purpose of paying premiums on exhibits at the annual show held under the direction and control of the respective organization.
[Amended by 1959 c.579 §3; 1963 c.495 §6]

565.300 [Repealed by 1963 c.495 §9]

565.310 County fair not held; disposition of funds. Should a board decide not to hold a county fair, the county court may in its discretion expend such funds, or any portion thereof, for paying premiums upon exhibits of livestock, agricultural and horticultural products at any fair, land products show or livestock exposition held in this state. Any or all of such funds not so used shall be held by the county treasurer in a reserve fund to be available for use by the county fair board in subsequent years.

565.315 Handling and disbursing of moneys in connection with county fairs. (1) Notwithstanding any other provision of law relating to the disbursement of county fair moneys from the county treasury, in order to pay promptly prize moneys, premiums, wages, necessary costs of repairs and other claims requiring prompt payment in connection with any county fair, the county fair board, at any time, may draw warrants for such amounts as it deems necessary to make such payments, payable to the county fair board, upon funds in the county treasury available for the purpose of making such payments, including moneys appropriated under ORS 565.510 for the purpose of holding and conducting county fairs. Such warrants shall be drawn by the board and signed by the president and secretary thereof.

(2) The board shall place any moneys drawn from the county treasury under subsection (1) of this section in a bank and may withdraw such moneys for the purpose of making the payments referred to in subsection (1) of this section by checks signed by the president and secretary of the board. All moneys in such checking account not expended during the year such moneys were drawn from the county treasury and placed therein shall be available for use by the board in subsequent years for the purpose of making the payments referred to in subsection (1) of this section.

(3) The board shall keep and make available to the county clerk and county treasurer a complete list of all warrants drawn and deposited in the checking account and all checks drawn against such checking account under this section.
[1955 c.665 §1]

565.320 [Repealed by 1955 c.209 §1]

565.330 Maintenance of fairgrounds and buildings; tax levy. In any county the county court may, at the time of making the annual estimate of the county levy for county purposes, include in the estimate and levy a sum not exceeding one one-hundred-sixtieths of one percent (.0000625) of the true cash value of all taxable property within the county, computed in accordance with ORS 308.207, to cover the cost of maintaining the county fairgrounds and buildings, erecting new buildings and general operating expenses. The tax shall be collected in the same manner as other taxes are collected, shall be placed in a special fund to be known as the fair fund and warrants drawn thereon by the county fair board.
[Amended by 1955 c.209 §2; 1963 c.9 §33]

565.340 [Repealed by 1953 c.675 §12]

565.350 [Repealed by 1953 c.675 §12]

565.360 [Repealed by 1953 c.675 §12]

565.370 [Repealed by 1953 c.675 §12]

565.380 [Repealed by 1953 c.675 §12]

565.390 [Repealed by 1953 c.675 §12]

565.400 [Repealed by 1953 c.675 §12]

565.410 to 565.500 [Reserved for expansion]

AGRICULTURAL AND DISTRICT FAIRS; EXHIBITS

565.510 Agricultural and district fairs; appropriation by county court. Any county court or board of county commissioners may, in its discretion, appropriate not to exceed $5,000 annually, for the purpose of holding and conducting an agricultural fair in such county or a district fair.
[Amended by 1953 c.675 §12]

565.520 Superintendent of fair; assistants. The county court may appoint one competent person to act as superintendent of any fair held as authorized in ORS 565.510 to 565.550, under the direct supervision of the county court. The court may employ such additional assistance as may be necessary successfully to hold and conduct such agricultural fair.

565.530 District fairs; district fair board; location of fair. (1) Two or more counties in this state may join together and form a district and provide a district fair board for the purpose of holding and conducting an agricultural fair.

(2) The district fair board shall be composed of one member from each county in the district who shall be appointed by the county court of each county in the district. When the number of counties in the district is an even number, the members appointed from each of the counties shall select one additional member at large.

(3) The district fair board may hold and conduct the fair at any place within the district that may be by the district fair board agreed upon; and the money appropriated by each of the counties shall be expended in the conducting of such fair under the direction of the district fair board.

(4) The district fair board, regarding the holding and conducting of district fairs, has the powers and duties as provided by law for county fair boards regarding county fairs.
[Amended by 1953 c.675 §12]

565.540 Premiums for exhibition contests. At least two-thirds of all money appropriated under ORS 565.510 shall be paid as awards or premiums in agricultural and livestock exhibition contests; and no part of said moneys shall be offered or paid as premiums for trials of speed, popularly known as track racing.

565.550 Purpose of ORS 565.510 to 565.550. The purpose of ORS 565.510 to 565.550 is to enable one or more counties to hold and conduct agricultural fairs for promotion and stimulation of the industries of agriculture and livestock and to vest in the district fair boards power to conduct such fairs for the common good of such industries.
[Amended by 1953 c.675 §12]

565.560 Exhibits; application for appropriation by corporation, association or society; maximum appropriation. Any corporation, association or society organized for the purpose of holding poultry, livestock or agricultural product exhibits may apply to the county court of the county in which said exhibitions are proposed to be held for an appropriation not to exceed the sum of $500 to pay expenses of such exhibits and premium awards.

565.570 Appropriation by county court; amount; payment. (1) To enable the county court to provide funds with which to pay the expenses of the exhibits and premium awards, it is authorized to appropriate such sum therefor, out of the general fund of the county not otherwise appropriated, as it may deem necessary for such purposes, not exceeding the sum of $500 annually.

(2) The county court may, not later than July 31 annually, cause to be paid to the directors of the corporation, association or society or the authorized secretary or treasurer thereof, the amount appropriated; provided, however, that the corporation, association or society so applying must have held at least one annual exhibition of poultry, livestock or agricultural products during the year immediately preceding the application for the appropriation therefor, and must have provided buildings and other necessary arrangements for the annual exhibitions.

565.580 to 565.600 [Reserved for expansion]

REGULATIONS AND LAW ENFORCEMENT AT FAIRS GENERALLY

565.610 Doing business on fairgrounds without license prohibited; construction; persons affected. (1) No person shall set up any shop, booth, wagon or other vehicle for the sale of spirituous or other liquors, cigars, provisions or other articles of traffic, or shall sell or otherwise dispose of any liquors, cigars, goods, wares, merchandise, meals, lunch or any article of traffic whatever on any grounds owned or occupied by the Oregon State Fair Commission, a county or district fair board or any county or district society formed for the promotion and encouragement of agriculture, stock growing or horticulture, or within one-half mile of such grounds, without having paid the commission, county or district fair board or such society their license for the privileges, or obtained the written consent of the commission, county or district fair board or of the president and secretary of such society.

(2) Nothing in this section shall restrain any person except during the sessions of the annual fairs or exhibitions or other public meetings of the commission, any county or district fair board or of such societies, and for two days prior and two days subsequent thereto; nor shall it extend to any person regularly and continuously carrying on business within one-half mile of the premises mentioned.

[Amended by 1953 c.675 §12]

565.620 Admission to fairs except through special gates prohibited. No person or persons shall gain admission, or attempt to gain admission, to the grounds of the commission, county or district fair board or of any society mentioned in ORS 565.610 during their annual fairs or exhibitions, or at any public meetings of the commission, county or district fair board or societies on their grounds, or grounds occupied by them or either of them, except through the special gates kept by the commission, county or district fair boards or societies for that purpose.

[Amended by 1953 c.675 §12]

565.630 Regulation of admission prices, licenses, etc.; violation of rules and regulations. The commission, any county or district fair board and every society mentioned in ORS 565.610 may regulate its prices of admission, licenses and all matters pertaining to the conduct of its annual fairs, exhibitions or other public meetings, and impose penalties for violation of its rules and regulations, not inconsistent with the Constitution and laws of this state.

[Amended by 1953 c.675 §12]

565.640 Peace officers; authority; power of arrest. The peace officers of the commission, county or district fair board or of any of the societies mentioned in ORS 565.610, during the continuance of each annual fair or other public meeting, and for three days prior and two days subsequent thereto, on the grounds owned or occupied by the commission, county or district fair board or such society for their fairs, exhibitions or other public meetings, shall have all the authority of a deputy sheriff and may make arrests for violations of the provisions of ORS 565.610 to 565.650 or other laws of this state, or the rules or regulations of the commission, county or district fair board or such society.

[Amended by 1953 c.675 §12]

565.650 Justices of the peace given jurisdiction. Justices of the peace shall have jurisdiction of all offenses against the provisions of ORS 565.610 to 565.640.

565.660 to 565.980 [Reserved for expansion]

PENALTIES

565.990 Penalties. (1) Violation of ORS 565.610 is punishable, upon conviction, by a fine of not less than $10 nor more than $100. Any person who, after conviction and fine for a violation of ORS 565.610, repeats the offense shall, upon conviction, be fined double the maximum amount imposed by this subsection for the first violation.

(2) Violation of ORS 565.620 is punishable, upon conviction, by a fine of not less than $5 nor more than $10.

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Sam R. Haley, Legislative Counsel, do hereby certify that I have compared each section printed in this chapter with the original section in the enrolled bill, and that the sections in this chapter are correct copies of the enrolled sections, with the exception of the changes in form permitted by ORS 173.160 and other changes specifically authorized by law.

Done at Salem, Oregon,
on December 1, 1963.

Sam R. Haley
Legislative Counsel