

WEST VIRGINIA ADMINISTRATIVE REGULATIONS  
STATE DEPARTMENT OF AGRICULTURE

Chapter 19-2  
Series IIIa  
1965

Subject: FAIRS  
Law and Regulations Pertaining to State Aid for Fairs

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Section 1 -GENERAL

1.01 Scope. These regulations establish general operating rules and procedures relating to the Participation in the State Aid to Fairs Fund.

1.02 Authority. These regulations are issued under authority of Chapter 19, Article 7, Code of West Virginia.

1.03 Effective Date. These regulations are promulgated and become effective on May 22, 1941.

1.04 Filing Date. These regulations were filed in the Office of the Secretary of State on

1.05 Certification. These regulations are certified authentic by the Secretary of State by certification number

Section 2 -REGULATIONS.

2.01 Eligibility of Fairs for State Aid.

(1) All participating fair associations must be incorporated.

(2) All applicants for state aid shall have held three consecutive fairs immediately next prior to the year in which said state aid is requested. Incorporated agricultural associations purchasing or leasing the grounds or buildings of an association entitled to the benefits of state aid shall also be entitled to such benefits.

(3) Each association requesting state aid must hold an annual exhibit of at least three successive days.

(4) All associations desiring to participate in the fair fund shall make such requests known, and file with the Commissioner of Agriculture on or before May 1st of each year (except for the year 1941, filing date shall be June 10th), a written request for such aid, and a statement of the association's proposed budget for the payment of cash premiums.

(5) All associations desiring to participate in the state aid shall file with the Commissioner its catalogue at least thirty days prior to the opening of its fair.

(6) After the above preliminary requirements are met, the Commissioner, or his agent, will notify each qualifying fair association of the amount budgeted for such association.

(7) Each such fair association will be furnished by the Commissioner with Certificate of Award blanks, which will be completed and presented to the winners of awards at the time the fair association presents its check to the premium winner.

NOTE OF EXPLANATION: Each fair association will pay from its funds only a specified percentage of the premium award, presenting the winner of the award at the same time with the above described Certificate of Award, which shall be completed by the winner of the award and returned to the Commissioner of Agriculture. After receipt of the completed certificate, the Commissioner will draw his requisition for the balance due the premium winner, and a state check will be mailed direct to him.

(8) Each fair association participating in the state aid shall file with the Commissioner on or before November 15th, a statement sworn to by its president and attested by its secretary, with its corporate seal attached, setting forth the name of the corporation, the time and place of the exhibition, and the amount of premium actually paid, giving the names and addresses of the persons to whom such premiums were paid, and in what class, kind and department.

2.02 State aid will be allowed only on actual cash premiums paid on the following exhibits:

- (1) Agricultural exhibits - any crops grown in the field.
- (2) Horticultural exhibits - any crops grown in the garden, truck patch and orchard.
- (3) Flora culture - all cultivated flowers.
- (4) Poultry - chickens, turkeys, ducks, geese, guineas, etc.
- (5) Livestock - horses, mules, ponies, beef and dairy cattle, swine, sheep and goats.
- (6) Dairy products.
- (7) Home economics - canning, preserving, weaving, sewing, embroidering, knitting, crocheting, etc.

2.03 Cash premiums paid on exhibits will be acceptable and honored under the following conditions:

- (1) Competition must be shown to claim first prize money, except when in the opinion of the judges an exhibit is of such outstanding merit as to unquestionably deserve first prize money.

(2) Premiums and the amount of each must be listed in the fair catalogue.

(3) Premium list must be filed thirty days prior to the opening date of fair.

(4) Ribbons, merit pins, trophies, badges, admission tickets, travel and living expenses will not be considered as premiums.

2.04 No livestock shall be eligible for entry at fairs unless the same shall be accompanied by health certificates under conditions prescribed by the livestock sanitary law (Chap. 19, Art. 9), and under the rules and regulations of the Commissioner of Agriculture pertaining to the suppression, control and eradication of transmissible and infectious diseases of livestock.

2.05 Each fair association shall employ competent and qualified judges for the several classes of exhibits, and shall submit the list of judges to the Commissioner of Agriculture on or before the opening date of the fair. The Commissioner of Agriculture may suspend any judge for incompetency, collusion, fraud or false pretense.

2.06 The Commissioner of Agriculture reserves the right to reject for payment from state aid any premium list or part thereof in which there is attempted fraud, collusion or false pretense.

2.07 Any fair association entitled to state aid permitting the operation of any illegal gambling device or immoral show, shall forfeit all rights to state aid for the following three years (Chap. 19, Art. 7, Sec. 8).

2.08 Any fair association failing to file its reports as provided by law and these regulations, shall automatically forfeit its right to state aid for that year.

2.09 The distribution and payment of state aid to fairs shall be made on or before the 1st day of December, in each year (Chap. 19, Art. 7, Sec. 7).