
ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2587

State of Washington

62nd Legislature

2012 Regular Session

By House Capital Budget (originally sponsored by Representatives Carlyle, Haler, Fitzgibbon, Jinkins, Asay, Dunshee, Lytton, Ormsby, Warnick, Walsh, Pettigrew, Kenney, and Santos)

READ FIRST TIME 02/03/12.

1 AN ACT Relating to a competitive grant program for arts and
2 cultural facilities; and amending RCW 43.63A.750.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 43.63A.750 and 2006 c 371 s 235 are each amended to
5 read as follows:

6 (1) A competitive grant program is created to assist the following
7 nonprofit arts and cultural organizations in acquiring, constructing,
8 or rehabilitating the organization's facilities: Performing arts
9 organizations, art museums, ~~((and))~~ cultural ~~((facilities is created))~~
10 organizations, zoos, aquariums, and technology and science centers. To
11 be eligible, a zoo or aquarium must be an organization accredited by
12 the association of zoos and aquariums and a technology and science
13 center must be an organization that meets the requirements to be a
14 member of the association of science - technology centers.

15 (2)(a)(i) The department shall submit a list of recommended
16 ~~((performing arts, art museum projects, and cultural organization))~~
17 facilities projects, for organizations listed in subsection (1) of this
18 section, that are eligible for funding to the governor and the
19 legislature in the department's biennial capital budget request

1 beginning with the 2001-2003 biennium and thereafter. The list, in
2 priority order, shall include a description of each project, the amount
3 of recommended state funding, and documentation of nonstate funds to be
4 used for the project. The total amount of recommended state funding
5 for projects on a biennial project list shall not exceed (~~twelve~~)
6 sixteen million dollars.

7 (ii) Beginning with the 2013-2015 biennium and thereafter, the
8 department must submit, along with its biennial capital budget request
9 as provided in (a)(i) of this subsection, a report that:

10 (A) Documents the department's efforts to market the program
11 statewide and to provide technical assistance so that eligible
12 organizations of diverse types, sizes, and geographic locations have
13 the information necessary to apply;

14 (B) Identifies all the applications received, the sponsoring
15 organizations, the state funding requested, and the nonstate resources
16 committed; and

17 (C) Documents the criteria and processes the department used to
18 evaluate and rank the recommended projects, and the reasons for
19 rejecting the projects not recommended for funding.

20 (iii) For a zoo, aquarium, or technology and science center
21 facilities project to be eligible for funding under this section, its
22 application must demonstrate creativity and a strong connection to the
23 arts, and provide significant educational and/or cultural benefits to
24 the public.

25 (b) The department shall establish a competitive process to
26 prioritize applications for state assistance as follows:

27 (i) The department shall conduct a statewide solicitation of
28 project applications from nonprofit organizations, local governments,
29 and other entities, as determined by the department. The department
30 shall evaluate and rank applications in consultation with a citizen
31 advisory committee, including a representative from the state arts
32 commission, using objective criteria. The evaluation and ranking
33 process shall also consider local community support for projects and an
34 examination of existing assets that applicants may apply to projects.

35 (ii) The department may establish the amount of state grant
36 assistance for individual project applications but the amount shall not
37 exceed twenty percent of the estimated total capital cost or actual
38 cost of a project, whichever is less. The remaining portions of the

1 project capital cost shall be a match from nonstate sources. The
2 nonstate match may include cash, the value of real property when
3 acquired solely for the purpose of the project, and in-kind
4 contributions. The department is authorized to set matching
5 requirements for individual projects. State assistance may be used to
6 fund separate definable phases of a project if the project demonstrates
7 adequate progress and has secured the necessary match funding.

8 (iii) The department shall not sign contracts or otherwise
9 financially obligate funds under this section until the legislature has
10 approved a specific list of projects. In contracts for grants
11 authorized under this section, the department shall include provisions
12 requiring that capital improvements be held by the grantee for a
13 specified period of time appropriate to the amount of the grant and
14 that facilities be used for the express purpose of the grant. If the
15 grantee is found to be out of compliance with provisions of the
16 contract, the grantee shall repay to the state general fund the
17 principal amount of the grant plus interest calculated at the rate of
18 interest on state of Washington general obligation bonds issued most
19 closely to the date of authorization of the grant.

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