
SENATE BILL 6330

State of Washington

62nd Legislature

2012 Regular Session

By Senators Hobbs, Haugen, Hatfield, King, Tom, and Delvin

Read first time 01/18/12. Referred to Committee on Government Operations, Tribal Relations & Elections.

1 AN ACT Relating to Washington state works of art; amending RCW
2 28A.335.210, 28B.10.027, and 43.17.200; and providing an expiration
3 date.

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

5 **Sec. 1.** RCW 28A.335.210 and 2006 c 263 s 327 are each amended to
6 read as follows:

7 (1) The superintendent of public instruction shall allocate, as a
8 nondeductible item, out of any moneys appropriated for state assistance
9 to school districts for the original construction of any school plant
10 facility the amount of one-half of one percent of the appropriation to
11 be expended by the Washington state arts commission for the acquisition
12 of works of art. The works of art may be placed in accordance with
13 Article IX, sections 2 and 3 of the state Constitution on public lands,
14 integral to or attached to a public building or structure, detached
15 within or outside a public building or structure, part of a portable
16 exhibition or collection, part of a temporary exhibition, or loaned or
17 exhibited in other public facilities. The Washington state arts
18 commission shall, in consultation with the superintendent of public
19 instruction, determine the amount to be made available for the purchase

1 of works of art under this section, and payments therefor shall be made
2 in accordance with law. The designation of projects and sites,
3 selection, contracting, purchase, commissioning, reviewing of design,
4 execution and placement, acceptance, maintenance, and sale, exchange,
5 or disposition of works of art shall be the responsibility of the
6 Washington state arts commission in consultation with the
7 superintendent of public instruction and representatives of school
8 district boards of directors. The superintendent of public instruction
9 and the school district board of directors of the districts where the
10 sites are selected shall have the right to:

11 ~~((1))~~ (a) Waive its use of the one-half of one percent of the
12 appropriation for the acquisition of works of art before the selection
13 process by the Washington state arts commission;

14 ~~((2))~~ (b) Appoint a representative to the body established by the
15 Washington state arts commission to be part of the selection process
16 with full voting rights;

17 ~~((3))~~ (c) Reject the results of the selection process;

18 ~~((4))~~ (d) Reject the placement of a completed work or works of
19 art on school district premises if such works are portable.

20 Rejection at any point before or after the selection process shall
21 not cause the loss of or otherwise endanger state construction funds
22 available to the local school district. Any works of art rejected
23 under this section shall be applied to the provision of works of art
24 under this chapter, at the discretion of the Washington state arts
25 commission, notwithstanding any contract or agreement between the
26 affected school district and the artist involved. In addition to the
27 cost of the works of art the one-half of one percent of the
28 appropriation as provided in this section shall be used to provide for
29 the administration, including conservation of the state art collection,
30 by the Washington state arts commission and all costs for installation
31 of the work of art. For the purpose of this section building shall not
32 include sheds, warehouses, or other buildings of a temporary nature.

33 The executive director of the arts commission, the superintendent
34 of public instruction, and the Washington state school directors
35 association shall appoint a study group to review the operations of the
36 one-half of one percent for works of art under this section.

37 (2) Until July 1, 2014, the Washington state arts commission must

1 restrict the purchase of works of art to artists residing in Washington
2 state.

3 **Sec. 2.** RCW 28B.10.027 and 2005 c 36 s 3 are each amended to read
4 as follows:

5 (1) All universities and colleges shall allocate as a nondeductible
6 item, out of any moneys appropriated for the original construction or
7 any major renovation or remodel work exceeding two hundred thousand
8 dollars of any building, an amount of one-half of one percent of the
9 appropriation to be expended by the Washington state arts commission
10 with the approval of the board of regents or trustees for the
11 acquisition of works of art. The works of art may be placed on public
12 lands of institutions of higher education, integral to or attached to
13 a public building or structure of institutions of higher education,
14 detached within or outside a public building or structure of
15 institutions of higher education, part of a portable exhibition or
16 collection, part of a temporary exhibition, or loaned or exhibited in
17 other public facilities.

18 (2) In addition to the cost of the works of art, the one-half of
19 one percent of the appropriation shall be used to provide for the
20 administration of the visual arts program, including conservation of
21 the state art collection, by the Washington state arts commission and
22 all costs for installation of the work of art. For the purpose of this
23 section building shall not include sheds, warehouses, and other
24 buildings of a temporary nature.

25 (3) Until July 1, 2014, the Washington state arts commission must
26 restrict the purchase of works of art to artists residing in Washington
27 state.

28 **Sec. 3.** RCW 43.17.200 and 2005 c 36 s 4 are each amended to read
29 as follows:

30 (1) All state agencies including all state departments, boards,
31 councils, commissions, and quasi public corporations shall allocate, as
32 a nondeductible item, out of any moneys appropriated for the original
33 construction of any public building, an amount of one-half of one
34 percent of the appropriation to be expended by the Washington state
35 arts commission for the acquisition of works of art. The works of art
36 may be placed on public lands, integral to or attached to a public

1 building or structure, detached within or outside a public building or
2 structure, part of a portable exhibition or collection, part of a
3 temporary exhibition, or loaned or exhibited in other public
4 facilities. In addition to the cost of the works of art, the one-half
5 of one percent of the appropriation as provided herein shall be used to
6 provide for the administration of the visual arts program, including
7 conservation of the state art collection, by the Washington state arts
8 commission and all costs for installation of the works of art. For the
9 purpose of this section building shall not include highway construction
10 sheds, warehouses or other buildings of a temporary nature.

11 (2) Until July 1, 2014, the Washington state arts commission must
12 restrict the purchase of works of art to artists residing in Washington
13 state.

14 NEW SECTION. Sec. 4. Sections 1 through 3 of this act expire July
15 1, 2014.

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