

**HB 2352** - S COMM AMD

By Committee on Ways & Means

1 Strike everything after the enacting clause and insert the  
2 following:

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

5 (1) A competitive grant program to assist nonprofit organizations  
6 in acquiring, constructing, or rehabilitating performing arts, art  
7 museums, and cultural facilities is created.

8 (2)(a) The department shall submit a list of recommended  
9 performing arts, art museum projects, and cultural organization  
10 projects eligible for funding to the governor and the legislature in  
11 the department's biennial capital budget request beginning with the  
12 2001-2003 biennium and thereafter. The list, in priority order, shall  
13 include a description of each project, the amount of recommended  
14 state funding, and documentation of nonstate funds to be used for the  
15 project. The total amount of recommended state funding for projects  
16 on a biennial project list shall not exceed (~~twelve~~) sixteen  
17 million dollars.

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

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

29 (ii) The department may establish the amount of state grant  
30 assistance for individual project applications but the amount shall  
31 not exceed (~~twenty~~) thirty-three and thirty-three one-hundredths

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

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

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22 On page 1, line 1 of the title, after "program;" strike the  
23 remainder of the title and insert "and amending RCW 43.63A.750."

EFFECT: Changes the total project cost cap from eighteen to  
sixteen million dollars.

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