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**SENATE BILL 5375**

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**State of Washington**

**66th Legislature**

**2019 Regular Session**

**By** Senators Wellman, Hawkins, Wilson, C., Pedersen, Salomon, Saldaña, Hasegawa, Hunt, and Zeiger; by request of Arts Commission

Read first time 01/18/19. Referred to Committee on Ways & Means.

1 AN ACT Relating to making the public art capital budget language  
2 permanent for efficiency; and amending RCW 28B.10.027 and 43.17.200.

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

4 **Sec. 1.** RCW 28B.10.027 and 2018 c 2 s 7013 are each amended to  
5 read as follows:

6 (1) All universities and colleges shall allocate as a  
7 nondeductible item, out of any moneys appropriated for the original  
8 construction or any major renovation or remodel work exceeding two  
9 hundred thousand dollars of any building, an amount of one-half of  
10 one percent of the appropriation to be expended by the Washington  
11 state arts commission with the approval of the board of regents or  
12 trustees for the acquisition of works of art.

13 (2) For projects funded in the (~~(2015-2017 capital budget and the~~  
14 ~~2017-2019))~~ capital budget, an institution of higher education,  
15 working with the Washington state arts commission, may expend up to  
16 ten percent of the projected art allocation for a project during the  
17 design phase in order to select an artist and design art to be  
18 integrated in the building design. The one-half of one percent to be  
19 expended by the Washington state arts commission must be adjusted  
20 downward by the amount expended by a university or college during the  
21 design phase of the capital project.

1 (3) The works of art may be placed on public lands of  
2 institutions of higher education, integral to or attached to a public  
3 building or structure of institutions of higher education, detached  
4 within or outside a public building or structure of institutions of  
5 higher education, part of a portable exhibition or collection, part  
6 of a temporary exhibition, or loaned or exhibited in other public  
7 facilities.

8 (4) In addition to the cost of the works of art, the one-half of  
9 one percent of the appropriation shall be used to provide for the  
10 administration of the visual arts program, including conservation of  
11 the state art collection, by the Washington state arts commission and  
12 all costs for installation of the work of art. For the purpose of  
13 this section building shall not include sheds, warehouses, and other  
14 buildings of a temporary nature.

15 **Sec. 2.** RCW 43.17.200 and 2018 c 298 s 7016 are each amended to  
16 read as follows:

17 (1) All state agencies including all state departments, boards,  
18 councils, commissions, and quasi public corporations shall allocate,  
19 as a nondeductible item, out of any moneys appropriated for the  
20 original construction of any public building, an amount of one-half  
21 of one percent of the appropriation to be expended by the Washington  
22 state arts commission for the acquisition of works of art.

23 (2) (~~During the 2017-2019 fiscal biennium,~~) For projects funded  
24 in the capital budget, a state agency, working with the Washington  
25 state arts commission, may expend up to ten percent of the projected  
26 art allocation for a project during the design phase in order to  
27 select an artist and design art to be integrated in the building  
28 design. The one-half of one percent to be expended by the Washington  
29 state arts commission must be adjusted downward by the amount  
30 expended by a state agency during the design phase of the capital  
31 project.

32 (3) The works of art may be placed on public lands, integral to  
33 or attached to a public building or structure, detached within or  
34 outside a public building or structure, part of a portable exhibition  
35 or collection, part of a temporary exhibition, or loaned or exhibited  
36 in other public facilities.

37 (4) In addition to the cost of the works of art, the one-half of  
38 one percent of the appropriation as provided herein shall be used to  
39 provide for the administration of the visual arts program, including

1 conservation of the state art collection, by the Washington state  
2 arts commission and all costs for installation of the works of art.  
3 For the purpose of this section building shall not include highway  
4 construction sheds, warehouses, or other buildings of a temporary  
5 nature.

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