SENATE BILL 6332

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State of Washington   **62nd Legislature**   **2012 Regular Session**

By Senators Kohl-Welles, Murray, Kilmer, Harper, Frockt, Pridemore, Litzow, Conway, and McAuliffe

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

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 to assist nonprofit organizations
7 in acquiring, constructing, or rehabilitating performing arts, art
8 museum((s)), ((and)) cultural organization, zoo, aquarium, and science
9 or technology center facilities is created. A facility for a zoo or
10 aquarium must be for an organization accredited by the association of
11 zoos and aquariums and a facility for a science or technology center
12 must be for an organization that meets the requirements to be a member
13 of the association of science and technology centers.
14   (2)(a) The department shall submit a list of recommended performing
15 arts, art museum ((projects)), ((and)) cultural organization, zoo,
16 aquarium, and science or technology center projects eligible for
17 funding to the governor and the legislature in the department's
18 biennial capital budget request beginning with the 2001-2003 biennium
19 and thereafter.   The list, in priority order, shall include a

1 description of each project, the amount of recommended state funding,
2 and documentation of nonstate funds to be used for the project. The
3 total amount of recommended state funding for projects on a biennial
4 project list shall not exceed ((twelve)) sixteen million dollars.
5   (b) The department shall establish a competitive process to
6 prioritize applications for state assistance as follows:
7   (i) The department shall conduct a statewide solicitation of
8 project applications from nonprofit organizations, local governments,
9 and other entities, as determined by the department. The department
10 shall evaluate and rank applications in consultation with a citizen
11 advisory committee, including a representative from the state arts
12 commission, using objective criteria. The evaluation and ranking
13 process shall also consider local community support for projects and an
14 examination of existing assets that applicants may apply to projects.
15   (ii) The department may establish the amount of state grant
16 assistance for individual project applications but the amount shall not
17 exceed twenty percent of the estimated total capital cost or actual
18 cost of a project, whichever is less. The remaining portions of the
19 project capital cost shall be a match from nonstate sources. The
20 nonstate match may include cash, the value of real property when
21 acquired solely for the purpose of the project, and in-kind
22 contributions. The department is authorized to set matching
23 requirements for individual projects. State assistance may be used to
24 fund separate definable phases of a project if the project demonstrates
25 adequate progress and has secured the necessary match funding.
26   (iii) The department shall not sign contracts or otherwise
27 financially obligate funds under this section until the legislature has
28 approved a specific list of projects. In contracts for grants
29 authorized under this section, the department shall include provisions
30 requiring that capital improvements be held by the grantee for a
31 specified period of time appropriate to the amount of the grant and
32 that facilities be used for the express purpose of the grant. If the
33 grantee is found to be out of compliance with provisions of the
34 contract, the grantee shall repay to the state general fund the
35 principal amount of the grant plus interest calculated at the rate of
36 interest on state of Washington general obligation bonds issued most

1   closely to the date of authorization of the grant.

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