

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1647**

Chapter 121, Laws of 2022

67th Legislature  
2022 Regular Session

BUILDING FOR THE ARTS PROGRAM—STATE FUNDING

EFFECTIVE DATE: June 9, 2022

Passed by the House February 2, 2022  
Yeas 93 Nays 3

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LAURIE JINKINS

**Speaker of the House of  
Representatives**

Passed by the Senate March 3, 2022  
Yeas 48 Nays 0

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DENNY HECK

**President of the Senate**

Approved March 24, 2022 8:40 AM

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JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1647** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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BERNARD DEAN

**Chief Clerk**

FILED

March 24, 2022

**Secretary of State  
State of Washington**

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HOUSE BILL 1647

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Passed Legislature - 2022 Regular Session

State of Washington

67th Legislature

2022 Regular Session

By Representatives Tharinger, Leavitt, Duerr, Springer, Berg, Callan, Goodman, Simmons, Wylie, and Frame

Prefiled 12/15/21. Read first time 01/10/22. Referred to Committee on Capital Budget.

1 AN ACT Relating to the building for the arts program; and  
2 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 2021 c 332 s 7042 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 museums, and cultural facilities is created.

9 (2)(a) The department shall submit a list of recommended  
10 performing arts, art museum projects, and cultural organization  
11 projects eligible for funding to the governor and the legislature in  
12 the department's biennial capital budget request beginning with the  
13 2001-2003 biennium and thereafter. The list, in priority order, shall  
14 include a description of each project, the amount of recommended  
15 state funding, and documentation of nonstate funds to be used for the  
16 project. The total amount of recommended state funding for projects  
17 on a biennial project list shall not exceed (~~twelve million dollars,~~  
18 ~~except that lists submitted during the 2019-2021 and 2021-2023 fiscal~~  
19 ~~biennia may not exceed sixteen million dollars)) \$18,000,000.~~

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

1 (i) The department shall conduct a statewide solicitation of  
2 project applications from nonprofit organizations, local governments,  
3 and other entities, as determined by the department. The department  
4 shall evaluate and rank applications in consultation with a citizen  
5 advisory committee, including a representative from the state arts  
6 commission, using objective criteria. The evaluation and ranking  
7 process shall also consider local community support for projects and  
8 an examination of existing assets that applicants may apply to  
9 projects.

10 (ii) The department may establish the amount of state grant  
11 assistance for individual project applications but the amount shall  
12 not exceed (~~twenty percent, or~~) thirty-three and one-third percent  
13 (~~for lists submitted during the 2019-2021 fiscal biennium,~~) of the  
14 estimated total capital cost or actual cost of a project, whichever  
15 is less. The remaining portions of the project capital cost shall be  
16 a match from nonstate sources. The nonstate match may include cash,  
17 the value of real property when acquired solely for the purpose of  
18 the project, and in-kind contributions. The department is authorized  
19 to set matching requirements for individual projects. State  
20 assistance may be used to fund separate definable phases of a project  
21 if the project demonstrates adequate progress and has secured the  
22 necessary match funding.

23 (iii) The department shall not sign contracts or otherwise  
24 financially obligate funds under this section until the legislature  
25 has approved a specific list of projects. In contracts for grants  
26 authorized under this section, the department shall include  
27 provisions requiring that capital improvements be held by the grantee  
28 for a specified period of time appropriate to the amount of the grant  
29 and that facilities be used for the express purpose of the grant. If  
30 the grantee is found to be out of compliance with provisions of the  
31 contract, the grantee shall repay to the state general fund the  
32 principal amount of the grant plus interest calculated at the rate of  
33 interest on state of Washington general obligation bonds issued most  
34 closely to the date of authorization of the grant.

Passed by the House February 2, 2022.  
Passed by the Senate March 3, 2022.  
Approved by the Governor March 24, 2022.  
Filed in Office of Secretary of State March 24, 2022.

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