
HOUSE BILL 1135

State of Washington

54th Legislature

1995 Regular Session

By Representatives McMorris, Morris, Pennington, Benton, Koster, Smith, Sheldon, Chandler, Mulliken, Foreman, L. Thomas, Schoesler, Sheahan, Honeyford, Fuhrman, Lambert, Blanton, Van Luven, Boldt, Buck, Crouse, Huff, Hickel, Thompson, Robertson, McMahan, Stevens, Sherstad, Cooke, Johnson, Delvin and Mielke

Read first time 01/16/95. Referred to Committee on Capital Budget.

1 AN ACT Relating to acquisition of public art; amending RCW
2 43.17.200, 28B.10.025, 43.17.205, 43.17.210, and 43.19.455; and
3 repealing RCW 28A.335.210.

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

5 **Sec. 1.** RCW 43.17.200 and 1983 c 204 s 4 are each amended to read
6 as follows:

7 (1) Except as provided in subsection (2) of this section, all state
8 agencies including all state departments, boards, councils,
9 commissions, and quasi public corporations shall allocate, as a
10 nondeductible item, out of any moneys appropriated for the original
11 construction of any public building, an amount of one-half of one
12 percent of the appropriation to be expended by the Washington state
13 arts commission for the acquisition of works of art. The works of art
14 may be placed on public lands, integral to or attached to a public
15 building or structure, detached within or outside a public building or
16 structure, part of a portable exhibition or collection, part of a
17 temporary exhibition, or loaned or exhibited in other public
18 facilities. In addition to the cost of the works of art the one-half
19 of one percent of the appropriation as provided herein shall be used to

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

6 (2) Subsection (1) of this section shall not apply to the
7 construction of any facility under the control of the department of
8 corrections and used for the incarceration, treatment, or
9 rehabilitation of convicted persons, or any facility under the control
10 of the department of social and health services and used for juvenile
11 rehabilitation.

12 NEW SECTION. Sec. 2. RCW 28A.335.210 and 1983 c 204 s 7, 1982 c
13 191 s 2, & 1974 ex.s. c 176 s 5 are each repealed.

14 **Sec. 3.** RCW 28B.10.025 and 1990 c 33 s 557 are each amended to
15 read as follows:

16 The Washington state arts commission shall, in consultation with
17 the boards of regents of the University of Washington and Washington
18 State University and with the boards of trustees of the regional
19 universities, The Evergreen State College, and the community college
20 districts, determine the amount to be made available for the purchases
21 of art under RCW 28B.10.027, and payment therefor shall be made in
22 accordance with law. The designation of projects and sites, the
23 selection, contracting, purchase, commissioning, reviewing of design,
24 execution and placement, acceptance, maintenance, and sale, exchange,
25 or disposition of works of art shall be the responsibility of the
26 Washington state arts commission in consultation with the board of
27 regents or trustees. However, the costs to carry out the Washington
28 state arts commission's responsibility for maintenance shall not be
29 funded from the moneys referred to under this section, RCW 43.17.200,
30 or 43.19.455, ((or 28A.335.210,)) but shall be contingent upon adequate
31 appropriations being made for that purpose.

32 **Sec. 4.** RCW 43.17.205 and 1990 c 33 s 574 are each amended to read
33 as follows:

34 The funds allocated under RCW 43.17.200(~~(, 28A.335.210,)~~) and
35 28B.10.025 shall be subject to interagency reimbursement for
36 expenditure by the visual arts program of the Washington state arts

1 commission when the particular law providing for the appropriation
2 becomes effective. For appropriations which are dependent upon the
3 sale of bonds, the amount or proportionate amount of the moneys under
4 RCW 43.17.200(~~(7-28A.335.2107)~~) and 28B.10.025 shall be subject to
5 interagency reimbursement for expenditure by the visual arts program of
6 the Washington state arts commission thirty days after the sale of a
7 bond or bonds.

8 **Sec. 5.** RCW 43.17.210 and 1990 c 33 s 575 are each amended to read
9 as follows:

10 The Washington state arts commission shall determine the amount to
11 be made available for the purchase of art in consultation with the
12 agency, except where another person or agency is specified under RCW
13 43.19.455(~~(7-28A.335.2107)~~) or 28B.10.025, and payments therefor shall
14 be made in accordance with law. The designation of projects and sites,
15 selection, contracting, purchase, commissioning, reviewing of design,
16 execution and placement, acceptance, maintenance, and sale, exchange,
17 or disposition of works of art shall be the responsibility of the
18 Washington state arts commission in consultation with the directors of
19 the state agencies. However, the costs to carry out the Washington
20 state arts commission's responsibility for maintenance shall not be
21 funded from the moneys referred to in RCW 43.17.200, 43.19.455,
22 (~~(28A.335.2107)~~) or 28B.10.025, but shall be contingent upon adequate
23 appropriations being made for that purpose.

24 **Sec. 6.** RCW 43.19.455 and 1990 c 33 s 576 are each amended to read
25 as follows:

26 Except as provided under RCW 43.17.210, the Washington state arts
27 commission shall determine the amount to be made available for the
28 purchase of art under RCW 43.17.200 in consultation with the director
29 of general administration, and payments therefor shall be made in
30 accordance with law. The designation of projects and sites, selection,
31 contracting, purchase, commissioning, reviewing of design, execution
32 and placement, acceptance, maintenance, and sale, exchange, or
33 disposition of works of art shall be the responsibility of the
34 Washington state arts commission in consultation with the director of
35 general administration. However, the costs to carry out the Washington
36 state arts commission's responsibility for maintenance shall not be
37 funded from the moneys referred to under this section, RCW 43.17.200,

1 (~~(28A.335.2107)~~) or 28B.10.025, but shall be contingent upon adequate
2 appropriations being made for that purpose.

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