
SENATE BILL 5292

State of Washington

56th Legislature

1999 Regular Session

By Senators Morton, Rasmussen, Eide, Sellar, Hochstatter, Stevens, Zarelli, Benton and Honeyford

Read first time 01/19/1999. Referred to Committee on Education.

1 AN ACT Relating to the purchase of works of art for schools located
2 in rural communities; and amending RCW 28A.335.210.

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

4 **Sec. 1.** RCW 28A.335.210 and 1983 c 204 s 7 are each amended to
5 read as follows:

6 The state board of education and superintendent of public
7 instruction shall allocate, as a nondeductible item, out of any moneys
8 appropriated for state assistance to school districts for the original
9 construction of any school plant facility the amount of one-half of one
10 percent of the appropriation to be expended by the Washington state
11 arts commission for the acquisition of works of art. The works of art
12 may be placed in accordance with Article IX, sections 2 and 3 of the
13 state Constitution on public lands, integral to or attached to a public
14 building or structure, detached within or outside a public building or
15 structure, part of a portable exhibition or collection, part of a
16 temporary exhibition, or loaned or exhibited in other public
17 facilities. The Washington state arts commission shall, in
18 consultation with the superintendent of public instruction, determine
19 the amount to be made available for the purchase of works of art under

1 this section, and payments therefor shall be made in accordance with
2 law. The designation of projects and sites, selection, contracting,
3 purchase, commissioning, reviewing of design, execution and placement,
4 acceptance, maintenance, and sale, exchange, or disposition of works of
5 art shall be the responsibility of the Washington state arts commission
6 in consultation with the superintendent of public instruction and
7 representatives of school district boards of directors. However, the
8 costs to carry out the Washington state arts commission's
9 responsibility for maintenance shall not be funded from the moneys
10 referred to under this section, RCW 43.17.200, 43.19.455, or
11 28B.10.025, but shall be contingent upon adequate appropriations being
12 made for that purpose: PROVIDED, That the superintendent of public
13 instruction and the school district board of directors of the districts
14 where the sites are selected shall have the right to:

15 (1) Waive its use of the one-half of one percent of the
16 appropriation for the acquisition of works of art before the selection
17 process by the Washington state arts commission;

18 (2) Appoint a representative to the body established by the
19 Washington state arts commission to be part of the selection process
20 with full voting rights;

21 (3) Reject the results of the selection process;

22 (4) Reject the placement of a completed work or works of art on
23 school district premises if such works are portable.

24 Rejection at any point before or after the selection process shall
25 not cause the loss of or otherwise endanger state construction funds
26 available to the local school district. Any works of art rejected
27 under this section shall be applied to the provision of works of art
28 under this chapter, at the discretion of the Washington state arts
29 commission, notwithstanding any contract or agreement between the
30 affected school district and the artist involved. In addition to the
31 cost of the works of art the one-half of one percent of the
32 appropriation as provided herein shall be used to provide for the
33 administration by the Washington state arts commission and all costs
34 for installation of the work of art. For the purpose of this section
35 building shall not include sheds, warehouses or other buildings of a
36 temporary nature.

37 The executive director of the arts commission, the superintendent
38 of public instruction and the Washington state school directors

1 association shall appoint a study group to review the operations of the
2 one-half of one percent for works of art under this section.

3 For schools located in rural communities with student populations
4 under one thousand five hundred pupils, the art selection process shall
5 be determined by the local school board in consultation with the
6 superintendent of public instruction and the Washington state arts
7 commission.

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