
SENATE BILL 5530

State of Washington

67th Legislature

2022 Regular Session

By Senators Frockt, Cleveland, Das, Dhingra, Lovelett, Mullet, Nguyen, Wellman, and C. Wilson

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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.

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