

State House of Representatives

MAILED JAN 3 1973

SENATE FILE 3

By MURRAY

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

### A BILL FOR

1 An Act granting the Iowa state arts council the additional  
2 powers and duties to administer, preserve, and inventory  
3 certain state-owned works of art.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 Section 1. Section eighteen point three (18.3), subsection  
2 four (4), Code 1979, is amended to read as follows:

3 4. Providing for the proper maintenance of the state  
4 capitol, grounds, and equipment and all other state build-  
5 ings, grounds, and equipment at the seat of government, except  
6 those referred to in section 601B.6, subsection 9 and those  
7 works of art at the capitol complex and at Terrace Hill under  
8 the control of the Iowa state arts council.

9 Sec. 2. Section eighteen point twelve (18.12), Code 1979,  
10 is amended by adding the following new subsection:

11 NEW SUBSECTION. Assist and cooperate with the Iowa state  
12 arts council concerning the administration and preservation  
13 of works of art at the capitol complex, as defined in section  
14 seven (7) of this Act, and at Terrace Hill, reporting their  
15 condition with recommendations for their administration and  
16 preservation pursuant to subsection six (6) of this section.

17 Sec. 3. Section eighteen A point three (18A.3), unnumbered  
18 paragraph two (2), Code 1979, is amended to read as follows:

19 The commission shall, in co-operation with the director  
20 of the department of general services and the director of  
21 the Iowa state arts council, develop and implement within  
22 the limits of its appropriation, a five-year modernization  
23 program for the capitol complex.

24 Sec. 4. Section three hundred three point six (303.6),  
25 subsection three (3), Code 1979, is amended to read as follows:

26 3. Collect, preserve, organize, arrange, and classify  
27 works of art, but only in cooperation with the Iowa state  
28 arts council with respect to works of art under its control  
29 pursuant to chapter three hundred four A (304A) of the Code,  
30 books, maps, charts, public documents, manuscripts, newspapers,  
31 and other objects and materials illustrative of the natural  
32 and political history of the territory and state and of the  
33 central west, and of the traditions and history of all prior  
34 occupants who settled in the region, including women and the  
35 various racial, religious and ethnic groups.

1 Sec. 5. Section three hundred three point six (303.6),  
2 Code 1979, is amended by striking subsection six (6) and in-  
3 serting in lieu thereof the following:

4 6. Assist and cooperate with the Iowa state arts council  
5 concerning the administration and preservation of works of  
6 art at the capitol complex, as defined in section seven (7)  
7 of this Act, and at Terrace Hill, reporting their condition  
8 with recommendations for their administration and preservation  
9 pursuant to subsection eight (8) of this section.

10 Sec. 6. Section three hundred four A point five (304A.5),  
11 Code 1979, is amended by adding the following new subsections:

12 NEW SUBSECTION. Administer and preserve the works of art  
13 located at the capitol complex and at Terrace Hill, making  
14 certain that they are properly appraised, catalogued, and  
15 maintained in good repair, except those works of art located  
16 in the historical building under the control of the state  
17 historical board.

18 NEW SUBSECTION. Maintain an inventory of state-owned works  
19 of art, including but not limited to their location, the  
20 governmental unit having possession of them, and their  
21 professionally-appraised value which may be obtained at the  
22 director's discretion.

23 NEW SUBSECTION. Obtain the assistance of the attorney  
24 general, a county attorney, or a peace officer in this state,  
25 for the purpose of investigating or prosecuting a person for  
26 injury or threatened injury to state-owned works of art.

27 Sec. 7. Section three hundred four A point eight (304A.8),  
28 Code 1979, is amended by adding the following new subsections:

29 NEW SUBSECTION. "Capitol complex" means the area, including  
30 the land, buildings, fixtures, and personal property, owned  
31 by the state of Iowa in the city of Des Moines, within which  
32 the Iowa state capitol building is located and adjacent to  
33 or within two thousand feet or six hundred ten meters from  
34 that building.

35 NEW SUBSECTION. "Work of art" means a visual, and generally

1 original, object primarily created in accordance with and  
2 subjected to aesthetic criteria or judgments of beauty,  
3 meaningfulness, appeal, or of more than ordinary significance,  
4 including but not limited to painting, sculpture, drawing,  
5 graphic art, calligraphy, textiles, ceramics, photography,  
6 works in mixed media, and other works defined as a work of  
7 art by the Iowa state arts council.

8 Sec. 8. This Act shall become effective January first  
9 following its enactment.

10

EXPLANATION

11 This bill transfers the primary responsibility for the  
12 administration and preservation of works of art at the capitol  
13 complex and at Terrace Hill from the director of the division  
14 of the historical museum and archives of the Iowa state  
15 historical department to the director of the Iowa state arts  
16 council. The director of the arts council is also given the  
17 duties to inventory all state-owned works of art and to request  
18 cooperation in the investigation and prosecution of persons  
19 for injury or threatened injury to state-owned works of art.  
20 The director of the division of the historical museum and  
21 archives of the Iowa historical department and the director  
22 of the department of general services are required to assist  
23 and cooperate with the Iowa state arts council concerning  
24 the administration and preservation of works of art at the  
25 capitol complex and at Terrace Hill. The capitol planning  
26 commission is required to cooperate with the director of the  
27 Iowa state arts council in the commission's development and  
28 implementation of a five-year modernization program for the  
29 capitol complex. The bill becomes effective on January first  
30 following its enactment.

31

32

33

34

35