

CHAPTER 23
ART IN STATE BUILDINGS PROGRAM

222—23.1(304A) Art in state buildings program (AISB). The AISB program implements Iowa Code sections 304A.8 to 304A.14 requiring state agencies and departments to reserve one-half of 1 percent of the total cost of state construction projects for the acquisition of fine arts in state buildings.

222—23.2(304A) Definitions. The definitions of terms listed in Iowa Code sections 17A.2 and 304A.8 to 304A.14 and 222—Chapter 1 shall apply for these terms as they are used throughout this chapter. In addition, the following definitions shall apply:

“*AISB*” means the art in state buildings program.

“*Artist*” means an individual applying to the AISB program for consideration of fine artwork for purchase or commission.

“*Board of regents*” means the Iowa board of regents.

“*Program advisory committee*” means members of an advisory committee appointed by the administrator.

“*Project*” means a construction or renovation project.

“*Project advisory committee*” means the members of an advisory committee appointed by the principal user.

“*Site*” means an actual building(s) under construction or renovation.

“*Slide bank*” means a resource of the arts division containing visual and printed materials on artists working in the following disciplines: visual arts, design arts, crafts, folk arts/traditional, photography, interdisciplinary, collaborations, multidisciplinary.

222—23.3(304A) Administration. The AISB program shall be administered by the following:

23.3(1) Arts division. The AISB program is administered by the arts division in consultation with state agencies and departments which review state construction projects governed by Iowa Code sections 304A.8 to 304A.14.

23.3(2) Board of regents. Board of regents projects shall be administered by the board of regents which shall plan and implement projects in consultation with the arts division.

222—23.4(304A) Advisory committees. Advisory committees shall be formed to provide advice and counsel to the arts division and principal users. Advisory committees shall include the following:

23.4(1) AISB program advisory committee. The AISB program advisory committee shall be appointed by the administrator to advise the arts division and other state agencies on the overall operation of the AISB program. The committee shall meet at the discretion of the administrator. Committee members shall include representatives of the departments of general services, human services, natural resources and transportation, the board of regents, the Iowa legislature, Iowa museum association, Iowa chapter of the American institute of architects, professional artists, public arts and design arts professionals and private citizens.

23.4(2) AISB project advisory committee. The administrator, in consultation with the principal user, shall appoint an AISB project advisory committee for each AISB project who shall be charged with the responsibility of determining the type of purchase program appropriate for the building and budget, method of selecting the artist or artwork, placement of the artwork in the building, and selection of artwork to purchase or selection of the artist for commission. The AISB project advisory committee shall act only as an advisor with final decisions made by the state agency, in consultation with the arts division.

23.4(3) Board of regents AISB project advisory committees shall be appointed by the board of regents.

222—23.5(304A) Eligibility. The following shall be eligible to participate in the AISB program:

23.5(1) State agencies, departments and the board of regents. The AISB program shall apply only to constructed or substantially renovated state-owned buildings, regardless of the method of finance.

23.5(2) Artists, 18 years of age or older, are eligible to be considered for AISB projects with the following exceptions:

- a. Project architect or planner or employees of the architect's or planner's firm,
- b. Independent contractors or consultants of the architect's or planner's firm,
- c. AISB program or project advisory committee members,
- d. Arts division staff,
- e. Council members,
- f. Others excluded by policies or state law.

222—23.6(304A) Application. The following application procedures shall be used:

23.6(1) *State agencies, departments and the board of regents.* State agencies and departments and the board of regents shall contact the arts division at the time of engaging an architect or planner to develop plans and specifications.

23.6(2) *Artists.* Application procedures shall be developed by each project advisory committee and vary with each project. The arts division encourages AISB project advisory committees to use the artist directory and library as outlined in 222—Chapter 18 to facilitate application to AISB projects.

222—23.7(304A) Artist selection process. Whenever possible, project advisory committees shall use a competitive process to select artists, artwork and designs. Project advisory committees may use, but not be limited to, the following selection processes:

23.7(1) *Open competition.* An open competition shall be open to all artists meeting eligibility requirements as determined by the AISB project advisory committee. A minimum of two artists shall be considered by the AISB project advisory committee.

23.7(2) *Limited competition.* A limited competition shall be open to artists invited by the project advisory committee. A minimum of two artists shall be considered by the AISB project advisory committee.

23.7(3) *Public art consultant.* When deemed in the interests of the state, AISB selection committees may contract with a qualified public arts consultant to provide the committee advice and counsel in planning projects and selecting artists and fine arts for state buildings.

222—23.8(304A) Artist review criteria. AISB project advisory committees shall adopt review criteria for each project. Review criteria may include, but not be limited to, the following:

23.8(1) Excellence of the artist's past work.

23.8(2) Record of the artist's professional activity and achievement.

23.8(3) Appropriateness of the artist's work for the project.

23.8(4) Excellence and innovation of the work or proposed design as it relates to the site and the project's philosophy, goals and objectives.

23.8(5) The artist's ability to successfully complete the project as proposed with funds allocated for the project.

23.8(6) Completeness of the proposed budget.

23.8(7) Conservation and maintenance requirements.

222—23.9(304A) Reporting. AISB projects shall require the following reports:

23.9(1) Project advisory committees shall write official minutes of all meetings and submit a copy to the arts division.

23.9(2) The principal user shall document each project and each work acquired through the AISB program by providing the arts division the following documentation:

a. A completed project history form provided by the arts division documenting each project and each work,

b. One original reproduction-quality color 35mm slide,

c. One reproduction quality 8-inch by 10-inch glossy black and white photographic print.

These rules are intended to implement Iowa Code sections 304A.8 to 304A.14.

[Filed 8/30/91, Notice 6/26/91—published 9/18/91, effective 10/9/91]
[Filed 8/26/94, Notice 7/20/94—published 9/14/94, effective 10/19/94]
[Filed 6/28/95, Notice 3/15/95—published 7/19/95, effective 8/23/95]