

CHAPTER 13
ART IN STATE BUILDINGS PROGRAM
[Prior to 2/1/06, see 222—Ch 23]

222—13.1(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—13.2(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—13.3(304A) Administration. The AISB program shall be administered by the following:

13.3(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.

13.3(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—13.4(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:

13.4(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 general services enterprise of the department of administrative services; the departments of human services, natural resources, corrections, and transportation; the board of regents; the Iowa legislature; professional artists; public arts and design arts professionals; and private citizens.

13.4(2) AISB project advisory committee. The administrator, in consultation with the principal user, shall appoint an AISB project advisory committee for each AISB project. The AISB project advisory committee shall be charged with the responsibility of recommending 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.

13.4(3) Board of regents AISB project advisory committees shall be appointed by the board of regents.

222—13.5(304A) Eligibility. The following shall be eligible to participate in the AISB program:

13.5(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.

13.5(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—13.6(304A) Application. The following application procedures shall be used:

13.6(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.

13.6(2) *Artists.* Application procedures shall be developed by each project advisory committee and may vary with each project.

222—13.7(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:

13.7(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.

13.7(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.

13.7(3) *Public art consultant.* When deemed in the interests of the state, AISB selection committees may contract with a public arts consultant to provide the committee advice and counsel in planning projects and selecting artists and fine arts for state buildings.

222—13.8(304A) Artist review criteria. AISB project advisory committees shall adopt review criteria for each project, in accordance with the arts division's published guidelines.

222—13.9(304A) Reporting. AISB projects shall require the following reports:

13.9(1) Project advisory committees shall write official minutes of all meetings and submit a copy to the arts division.

13.9(2) The principal user shall document each project and each work acquired through the AISB program and provide such documentation to the arts division.

These rules are intended to implement Iowa Code chapter 304A.

[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]

[Filed 1/13/06, Notice 11/23/05—published 2/1/06, effective 3/8/06]