

House File 2396 - Introduced

HOUSE FILE _____
BY COMMITTEE ON ECONOMIC GROWTH

(SUCCESSOR TO HSB 569)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to cultural affairs by providing for the
2 preservation of electronic records, establishing local
3 cultural committees, and creating a civil war sesquicentennial
4 advisory committee.

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

6 TLSB 5308HV 82

7 tw/rj/8

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1 1 DIVISION I
1 2 ONLINE RESEARCH CENTER
1 3 Section 1. Section 303.2, subsection 2, Code 2007, is
1 4 amended by adding the following new paragraph:
1 5 NEW PARAGRAPH. 1. Establish, maintain, and administer a
1 6 digital collection of historical manuscripts, documents,
1 7 records, reports, images, and artifacts and make the
1 8 collection available to the public through an online research
1 9 center.

1 10 DIVISION II
1 11 CULTURE, HISTORY, AND ARTS TEAMS PROGRAM
1 12 Sec. 2. NEW SECTION. 303.3E CULTURE, HISTORY, AND ARTS
1 13 TEAMS PROGRAM.

1 14 1. The department of cultural affairs shall establish and
1 15 administer a statewide program facilitating the promotion of
1 16 culture, history, and arts in Iowa. The program's purpose
1 17 shall be to encourage cooperation and collaboration among the
1 18 various state and local organizations working in these areas
1 19 to improve Iowa's quality of life.

1 20 2. The department shall implement the program by working
1 21 with the local organizations to establish local committees.
1 22 Each committee shall:

1 23 a. Include representatives from local organizations
1 24 dedicated to promoting culture, history, and arts.
1 25 b. Gather and disseminate information on the cultural,
1 26 historical, and arts opportunities in the regions.
1 27 c. Enhance communication among the local organizations.
1 28 d. Assist the staff members of local organizations in
1 29 obtaining technical and professional training.

1 30 3. The department shall assist local organizations in the
1 31 delivery of technical services, professional training, and
1 32 programming opportunities by working with these committees.

1 33 DIVISION III
1 34 CIVIL WAR SESQUICENTENNIAL ADVISORY COMMITTEE

1 35 Sec. 3. NEW SECTION. 303.19 AMERICAN CIVIL WAR
2 1 SESQUICENTENNIAL ADVISORY COMMITTEE.

2 2 1. ESTABLISHMENT AND PURPOSE. A civil war
2 3 sesquicentennial advisory committee is established within the
2 4 historical division of the department of cultural affairs for
2 5 the purpose of advising and assisting the division in its
2 6 efforts to commemorate the sesquicentennial of Iowa's
2 7 involvement in the American civil war.

2 8 2. MEMBERSHIP AND QUALIFICATIONS. The committee shall
2 9 consist of twenty members appointed by the administrator of
2 10 the historical division. Each member shall be from an
2 11 academic institution, a museum, or a civic organization or
2 12 otherwise be someone with an interest in the preservation of
2 13 Iowa's civil war heritage. Membership of the committee shall
2 14 reflect multicultural diversity, and shall be appointed
2 15 pursuant to the requirements of sections 69.16 and 69.16A.
2 16 Vacancies shall be filled by an appointment by the

2 17 administrator of the historical division in the same manner as
2 18 other appointments.

2 19 3. EXPENSES AND REIMBURSEMENT. The members of the
2 20 committee are not entitled to receive per diem compensation
2 21 but are entitled to receive reimbursement for actual expenses
2 22 incurred while engaged in the performance of official duties.

2 23 4. DUTIES AND AUTHORITY. The committee shall, for the
2 24 period beginning in 2010 and ending in 2016, advise and assist
2 25 the historical division as it plans, coordinates, and
2 26 implements activities and programs relating to the
2 27 commemoration of the sesquicentennial of Iowa's involvement in
2 28 the American civil war.

2 29 a. The activities and programs of the division may include
2 30 but are not limited to creating interpretive and educational
2 31 materials such as exhibitions, literature and films, planning
2 32 and promoting special events, designing logos and advertising
2 33 campaigns, and producing commemorative items and memorabilia.
2 34 The division shall have the authority to sell or offer for
2 35 sale any of the materials, or other goods or services produced
3 1 pursuant to this section, notwithstanding section 23A.2.

3 2 b. The division may hold copyrights or trademarks in the
3 3 materials created during the commemoration, including but not
3 4 limited to the interpretive materials and memorabilia it
3 5 designs and produces. In addition, the division, at its
3 6 discretion, may license the rights to the materials. For the
3 7 purposes of this section, section 22.2 shall not be
3 8 interpreted to prevent the division's exclusive ability to
3 9 license the use, reproduction, or dissemination of the
3 10 materials produced for the commemoration.

3 11 c. The division may adopt, in consultation with the
3 12 committee and pursuant to chapter 17A, any rules necessary for
3 13 the licensing of materials created during the commemoration.

3 14 5. DISSOLUTION. The committee shall complete its duties
3 15 no later than June 30, 2017, but may complete its duties and
3 16 dissolve itself prior to that date.

3 17 6. REPEAL. This section is repealed June 30, 2017.

3 18 DIVISION IV

3 19 ELECTRONIC RECORDS ARCHIVE

3 20 Sec. 4. Section 305.9, subsection 1, Code 2007, is amended
3 21 by adding the following new paragraph:

3 22 NEW PARAGRAPH. m. Establish, maintain, and administer an
3 23 archive of records created and maintained in electronic format
3 24 in order to preserve and provide public access to state
3 25 government records identified as having permanent historical
3 26 value by the commission.

3 27 EXPLANATION

3 28 This bill relates to the duties of the department of
3 29 cultural affairs.

3 30 The bill requires the historical division of the department
3 31 to create a digital collection of records for research
3 32 purposes and to make the collection available to the public.

3 33 The bill requires the department to establish a statewide
3 34 culture, history, and arts team program, and to implement the
3 35 program by creating local committees for the coordination of
4 1 cultural efforts.

4 2 The bill establishes a civil war advisory committee to help
4 3 the historical division of the department of cultural affairs
4 4 plan a sesquicentennial commemoration of Iowa's role in the
4 5 American civil war. The bill authorizes the division and the
4 6 committee to plan the commemoration and the division to
4 7 produce materials and memorabilia for licensed use or sale.

4 8 The bill requires the department to establish and maintain
4 9 an archive of records created electronically and having
4 10 historical value, and to make the archive available to the
4 11 public.

4 12 The bill may authorize a department of state government to
4 13 offer products or services in competition with private
4 14 enterprise as prohibited by Code section 23A.2. However, the
4 15 bill specifically authorizes the offering of goods and
4 16 services to the public in connection with the commemoration of
4 17 Iowa's role in the American civil war.

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