

Senate File 2176 - Introduced

SENATE FILE _____
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 3067)

Passed Senate, Date _____ Passed House, 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 regional
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 5308SV 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, ARTS, AND TOURISM PROGRAM
1 12 Sec. 2. NEW SECTION. 303.3E CULTURE, HISTORY, ARTS, AND
1 13 TOURISM 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, arts, and tourism in Iowa. The program's
1 17 purpose shall be to encourage cooperation and collaboration
1 18 among the various state and local organizations working in
1 19 these areas 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 committees in
1 22 various regions of the state. Each committee shall:
1 23 a. Include representatives from local organizations
1 24 dedicated to promoting culture, history, arts, and tourism
1 25 within the regions.
1 26 b. Gather and disseminate information on the cultural,
1 27 historical, arts, and tourism opportunities in the regions.
1 28 c. Enhance communication among the local organizations in
1 29 each region.
1 30 d. Assist the staff members of local organizations in
1 31 obtaining technical and professional training.
1 32 3. The department shall assist local organizations in the
1 33 delivery of technical services, professional training, and
1 34 programming opportunities by working with these committees.

1 35 DIVISION III
2 1 CIVIL WAR SESQUICENTENNIAL ADVISORY COMMITTEE
2 2 Sec. 3. NEW SECTION. 303.19 AMERICAN CIVIL WAR
2 3 SESQUICENTENNIAL ADVISORY COMMITTEE.
2 4 1. ESTABLISHMENT AND PURPOSE. A civil war
2 5 sesquicentennial advisory committee is established within the
2 6 historical division of the department of cultural affairs for
2 7 the purpose of advising and assisting the division in its
2 8 efforts to commemorate the sesquicentennial of Iowa's
2 9 involvement in the American civil war.
2 10 2. MEMBERSHIP AND QUALIFICATIONS. The committee shall
2 11 consist of twenty members appointed by the administrator of
2 12 the historical division. Each member shall be from an
2 13 academic institution, a museum, or a civic organization or
2 14 otherwise be someone with an interest in the preservation of
2 15 Iowa's civil war heritage. Membership of the committee shall
2 16 reflect multicultural diversity, and shall be appointed
2 17 pursuant to the requirements of sections 69.16 and 69.16A.

2 18 Vacancies shall be filled by an appointment by the
2 19 administrator of the historical division in the same manner as
2 20 other appointments.

2 21 3. EXPENSES AND REIMBURSEMENT. The members of the
2 22 committee are not entitled to receive per diem compensation
2 23 but are entitled to receive reimbursement for actual expenses
2 24 incurred while engaged in the performance of official duties.

2 25 4. DUTIES AND AUTHORITY. The committee shall, for the
2 26 period beginning in 2010 and ending in 2016, advise and assist
2 27 the historical division as it plans, coordinates, and
2 28 implements activities and programs relating to the
2 29 commemoration of the sesquicentennial of Iowa's involvement in
2 30 the American civil war.

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

3 4 b. The division may hold copyrights or trademarks in the
3 5 materials created during the commemoration, including but not
3 6 limited to the interpretive materials and memorabilia it
3 7 designs and produces. In addition, the division, at its
3 8 discretion, may license the rights to the materials. For the
3 9 purposes of this section, section 22.2 shall not be
3 10 interpreted to prevent the division's exclusive ability to
3 11 license the use, reproduction, or dissemination of the
3 12 materials produced for the commemoration.

3 13 c. The division may adopt, in consultation with the
3 14 committee and pursuant to chapter 17A, any rules necessary for
3 15 the licensing of materials created during the commemoration.

3 16 5. DISSOLUTION. The committee shall complete its duties
3 17 no later than June 30, 2017, but may complete its duties and
3 18 dissolve itself prior to that date.

3 19 6. REPEAL. This section is repealed June 30, 2017.

3 20 DIVISION IV

3 21 ELECTRONIC RECORDS ARCHIVE

3 22 Sec. 4. Section 305.9, subsection 1, Code 2007, is amended
3 23 by adding the following new paragraph:

3 24 NEW PARAGRAPH. m. Establish, maintain, and administer an
3 25 archive of records created and maintained in electronic format
3 26 in order to preserve and provide public access to state
3 27 government records identified as having permanent historical
3 28 value by the commission.

3 29 EXPLANATION

3 30 This bill relates to the duties of the department of
3 31 cultural affairs.

3 32 The bill requires the historical division of the department
3 33 to create a digital collection of records for research
3 34 purposes and to make the collection available to the public.

3 35 The bill requires the department to establish a statewide
4 1 culture, history, arts, and tourism program, and to implement
4 2 the program by creating regional committees for the
4 3 coordination of cultural efforts.

4 4 The bill establishes a civil war advisory committee to help
4 5 the historical division of the department of cultural affairs
4 6 plan a sesquicentennial commemoration of Iowa's role in the
4 7 American civil war. The bill authorizes the division and the
4 8 committee to plan the commemoration and the division to
4 9 produce materials and memorabilia for licensed use or sale.

4 10 The bill requires the department to establish and maintain
4 11 an archive of records created electronically and having
4 12 historical value, and to make the archive available to the
4 13 public.

4 14 The bill may authorize a department of state government to
4 15 offer products or services in competition with private
4 16 enterprise as prohibited by Code section 23A.2. However, the
4 17 bill specifically authorizes the offering of goods and
4 18 services to the public in connection with the commemoration of
4 19 Iowa's role in the American civil war.

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