

Senate File 2235 - Introduced

SENATE FILE _____
BY DOTZLER

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

A BILL FOR

1 An Act concerning fine arts projects in state buildings.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
3 TLSB 5612SS 82
4 ec/sc/8

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1 1 Section 1. Section 304A.8, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. "State building" means any permanent structure, wholly
1 4 or partially enclosed, which is intended to provide offices,
1 5 laboratories, workshops, courtrooms, hearing and meeting
1 6 rooms, storage space, and other facilities for carrying on the
1 7 functions of a state agency, including the board of regents;
1 8 ~~or~~ auditoriums, meeting rooms, classrooms, and other
1 9 educational facilities; eating or sleeping facilities, medical
1 10 or dental facilities, libraries, and museums which are
1 11 intended for the use or accommodation of the general public or
1 12 state employees; together with all grounds and appurtenant
1 13 structures and facilities; ~~provided, however, it, "State~~
1 14 ~~building" also includes any permanent structure utilized as an~~
1 15 ~~information center or rest area, as defined in section~~
1 16 ~~306C.10. However, "state building" shall not mean maintenance~~
1 17 ~~sheds, separate garages, cellhouses or other secure sleeping~~
1 18 ~~facilities for prisoners, or buildings used solely as storage~~
1 19 ~~or warehouse facilities.~~

1 20 Sec. 2. Section 304A.10, Code 2007, is amended to read as
1 21 follows:

1 22 304A.10 COST OF FINE ARTS == PERCENTAGE.

1 23 The total estimated cost of the fine arts elements included
1 24 in a plan and specifications for a state building or group of
1 25 state buildings in accordance with the purposes of this
1 26 division shall in no case be less than ~~one-half of one~~ and
1 27 ~~one-half~~ percent of the total estimated cost of such building
1 28 or group of buildings. This percentage allocation shall not
1 29 be diminished by professional fees. By September 1 annually,
1 30 the contracting officer or principal user shall submit to the
1 31 department of cultural affairs the total amount of state
1 32 financial assistance expended in accordance with this section
1 33 during the previous fiscal year. If deemed in the best
1 34 interests of the citizens, funds allocated for the acquisition
1 35 of fine arts may be accumulated over more than one
2 1 appropriation or fiscal period or combined to complete
2 2 significant projects, ~~however, this sentence does not~~
2 3 ~~authorize interproject transfers with prior approval of the~~
2 4 ~~Iowa arts council. The total estimated cost of the fine arts~~
2 5 ~~elements included in a plan and specifications for a state~~
2 6 ~~building or group of state buildings in accordance with this~~
2 7 ~~section shall be included by the department of cultural~~
2 8 ~~affairs in calculating the amount of state financial~~
2 9 ~~assistance for the arts for purposes of national ranking~~
2 10 ~~surveys. By January 1 annually, the department of cultural~~
2 11 ~~affairs shall submit a summary of the total amount of state~~
2 12 ~~financial assistance expended in accordance with this section~~
2 13 ~~and for which state buildings the assistance was expended.~~

2 14 Sec. 3. Section 304A.12, Code 2007, is amended to read as
2 15 follows:

2 16 304A.12 SEPARATE CONTRACT == MAINTENANCE ACCOUNT.

2 17 1. Contracts for the fine arts elements shall be executed
2 18 within the limits of the actual costs as determined by section
2 19 304A.10. Funds in the amount of one percent of the total
2 20 estimated cost of the fine arts elements, as determined by
2 21 section 304A.10, shall be transferred to the arts division for

2 22 administration of the program. All expenses related to the
2 23 acquisition of the fine arts elements shall be contracted for
2 24 separately by the arts division with the funds allocated for
2 25 these purposes. In addition, an amount equal to ten percent
2 26 of the total estimated cost of the fine arts elements, as
2 27 determined by section 304A.10, for a project shall be
2 28 deposited in the maintenance and conservation fund created in
2 29 this section.

2 30 2. A maintenance and conservation fund is created in the
2 31 state treasury under the control of the arts division of the
2 32 department of cultural affairs. Moneys credited to the fund
2 33 as provided in this section, and interest and earnings on that
2 34 money, shall be accounted for and appropriated to the arts
2 35 division to be used for the maintenance and conservation of
3 1 fine arts elements acquired. Notwithstanding section 8.33,
3 2 moneys credited to the fund that remain unencumbered or
3 3 unobligated at the close of the fiscal year shall not revert
3 4 but shall remain available for expenditure for the purpose
3 5 designated.

3 6 EXPLANATION

3 7 This bill concerns fine arts projects in state buildings.

3 8 The bill provides that information centers and rest areas
3 9 used for the traveling public are defined as state buildings
3 10 for purposes of the requirements relative to fine arts
3 11 projects in state buildings.

3 12 The bill provides that 1.5 percent of the total estimated
3 13 cost of projects for a state building or group of state
3 14 buildings shall be used for fine arts elements. Fine arts
3 15 elements is defined in current law to include sculptures,
3 16 fountains, etc. Current law provides that .5 percent shall be
3 17 used for fine arts elements.

3 18 The bill also allows funds allocated for fine arts to be
3 19 accumulated and used over more than one fiscal period and to
3 20 be combined to complete significant projects with the approval
3 21 of the Iowa arts council.

3 22 The bill also provides that 10 percent of the moneys for
3 23 fine arts elements in a particular state building project
3 24 shall be transferred to a new maintenance and conservation
3 25 fund under the control of the arts division of the department
3 26 of cultural affairs. The bill provides that moneys credited
3 27 to the fund shall be used for the maintenance and conservation
3 28 of fine arts elements acquired.

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