

# Fiscal Note

State of Alaska  
2015 Legislative Session

Bill Version: HB 160  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: HB160-EED-ASCA-3-27-15  
Title: REPEAL ART IN PUBLIC PLACES  
REQUIREMENT  
Sponsor: GATTIS  
Requester: House State Affairs Committee

Department: Department of Education and Early Development  
Appropriation: Commissions and Boards  
Allocation: Alaska State Council on the Arts  
OMB Component Number: 192

## Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2016 Appropriation Requested	Included in Governor's FY2016 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2016	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
Personal Services	***		***	***	***	***	***
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	***	<b>0.0</b>	***	***	***	***	***

## Fund Source (Operating Only)

None							
<b>Total</b>	***	<b>0.0</b>	***	***	***	***	***

## Positions

Full-time							
Part-time							
Temporary							

<b>Change in Revenues</b>							
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**Estimated SUPPLEMENTAL (FY2015) cost:** 0.0 (separate supplemental appropriation required)  
(discuss reasons and fund source(s) in analysis section)

**Estimated CAPITAL (FY2016) cost:** 0.0 (separate capital appropriation required)  
(discuss reasons and fund source(s) in analysis section)

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
If yes, by what date are the regulations to be adopted, amended or repealed?

## Why this fiscal note differs from previous version:

Not applicable, initial version.

Prepared By: Shannon Daut, Executive Director  
Division: Alaska State Council on the Arts  
Approved By: Mike Hanley, Commissioner  
Agency: Department of Education & Early Development

Phone: (907)269-6610  
Date: 03/27/2015 03:00 PM  
Date: 03/27/15

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2015 LEGISLATIVE SESSION

BILL NO. HB160

### Analysis

An indeterminant fiscal note is being supplied because the department cannot accurately forecast the revenue implications of the repeal of the Art in Public Places program until the capital budget has been finalized.

For the vast majority of projects, the Percent for Art funds that are part of the construction budget do not flow through ASCA--they are maintained and managed by the construction Project Manager. As such, the fiscal impact of this repeal is limited to the situation outlined in AS 44.27.060, which is repealed under this legislation:

*The commissioner of a department responsible for the design and construction of a building or facility shall deposit into the art in public places fund one percent of the construction cost of a building or facility if the building or facility is exempt from the requirements of AS 35.27 and the exemption is because*

- (1) the estimated construction cost of the building or facility is less than \$250,000; or*
- (2) the building or facility is not designed for substantial public use.*

Without knowing the budget figures for any capital projects that would apply to the above stipulations, we cannot anticipate the loss of revenue this bill would create.

Secondly, ASCA collects a fee for services to help manage and administer public art commissions for other entities. We have long-running partnerships with the Ted Stevens Anchorage International Airport (TSAIA) and University of Alaska-Anchorage; both of these entities pay ASCA contract fees to manage their public art. The revenues go towards the purchase of works for the Contemporary Art Bank and public art project/collections management. These contract funds are deposited into the Art in Public Places account, which allows us to carry funds over across fiscal years. This is important because often public art commissions are multi-year projects. Should this fund component be repealed, ASCA would need to evaluate how and if these earned revenue programs could continue.