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 and Finance

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1 IN THE HOUSE

2 HOUSE BILL NO. 79

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to art in public places; and provid-
 7 ing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 35.27.020(c) is amended to read:

10 (c) One-half [AT LEAST ONE PERCENT OR, IN THE CASE OF A RURAL
 11 SCHOOL FACILITY, AT LEAST ONE-HALF] of one percent of the construction
 12 cost of a building or facility approved for construction by the legis-
 13 lature shall [AFTER SEPTEMBER 1, 1977, WILL] be reserved for the
 14 following purposes: the design, construction, mounting and adminis-
 15 tration of works of art in a school, office building, court building,
 16 vessel of the marine highway system, or other building or facility
 17 that [WHICH] is subject to substantial public use.

18 * Sec. 2. AS 35.27.020(g) is amended to read:

19 (g) Each selection committee established under AS 35.27.021 [THE
 20 ARCHITECT, SUPERINTENDENT, DEPARTMENT, AND THE ALASKA STATE COUNCIL ON
 21 THE ARTS] shall encourage the use of state cultural resources in these
 22 art works and shall select [THE SELECTION OF ALASKA RESIDENT] artists
 23 for the commission of these art works who are residents of the state
 24 under AS 01.10.055.

25 * Sec. 3. AS 35.27 is amended by adding a new section to read:

26 Sec. 35.27.021. SELECTION OF ART. (a) The artist who executes
 27 a work of art for a public school shall be selected by a majority vote
 28 of a committee, with the approval of the school board. The committee
 29 shall be composed of the architect, the project manager administering

1 the facility construction, two representatives from the school dis-
2 trict staff, and three members of the public who reside in the commu-
3 nity where the school is located. The president of the school board
4 or a designee shall provide reasonable public notice that public
5 member seats on the committee are available. The representatives from
6 the school district and the members of the public shall be selected by
7 the school board.

8 (b) Except as provided in (a) of this section, an artist who
9 executes a work of art for public buildings and facilities shall be
10 selected by a majority vote of a committee convened by the project
11 manager administering the facility construction. The committee shall
12 be composed of the architect, the project manager, a designee of the
13 Alaska State Council on the Arts, a designee of the principal user of
14 the public building or facility, and three members of the public who
15 reside in the community where the building is located. To select the
16 public members, the department shall advertise for applicants by
17 appropriate public notice and pick the members by lottery from among
18 the applicants.

19 (c) All meetings of the selection committee under (a) or (b) of
20 this section are subject to the public meeting and notice requirements
21 of AS 44.62.310.

22 * Sec. 4. AS 44.27.060(b) is amended to read:

23 (b) The commissioner of a department responsible for the design
24 and construction of a building or facility shall deposit into the art
25 in public places fund one-half of one percent of the construction cost
26 of a building or facility if the building or facility is exempt from
27 the requirements of AS 35.27 and the exemption is because

28 (1) the estimated construction cost of the building or
29 facility is less than \$250,000; or

1 (2) the building or facility is not designed for substan-
2 tial public use.

3 * Sec. 5. AS 44.27.060 is amended by adding a new subsection to read:

4 (e) A work of art shall be identified by a permanent plaque
5 installed on or near the work of art. The plaque must contain the
6 name or title of the work of art, the name of the artist, the year of
7 completion, and the names of the members of the selection committee.

8 * Sec. 6. AS 35.27.020(e) and (f) are repealed.

9 * Sec. 7. The amendments made by this Act do not apply to the construc-
10 tion of a building or facility if, before the effective date of this Act,
11 the department or the Alaska State Council on the Arts has entered into a
12 contract to meet the art requirements under this chapter for the building
13 or facility.

14 * Sec. 8. This Act takes effect immediately under AS 01.10.070(c).