

By Senator Diaz-Balart

1-1033A-99

See HB

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A bill to be entitled
An act relating to art in state buildings;
amending s. 255.043, F.S.; authorizing rather
than requiring, a specified portion of the
total appropriation for the original
construction of a state building which provides
public access to be used for the acquisition of
works of art; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 255.043, Florida Statutes, is
amended to read:

255.043 Art in state buildings.--

(1) Each appropriation for the original construction
of a state building which provides public access may ~~shall~~
include an amount of up to 0.25 ~~0.5~~ percent of the total
appropriation for the construction of the building, not to
exceed \$100,000, to be used for the acquisition of works of
art produced by, but not limited to, Florida artists or
craftspersons. Those works of art acquired shall be displayed
for viewing in public areas in the interior or on the grounds
or the exterior of the building and not in private offices or
areas with limited public access.

(2) The Department of Management Services, the Board
of Regents, or other state agencies receiving appropriations
for original constructions shall notify the Florida Arts
Council and the user agency of any construction project which
is eligible under the provisions of this section. The
Department of Management Services, the Board of Regents, or
other state agency shall determine the amount authorized to be

1 made available for purchase or commission of works of art for
2 each project and shall report these amounts to the Florida
3 Arts Council and the user agency. Payments therefor shall be
4 made from funds appropriated for fixed capital outlay
5 according to law.

6 (3) The selection of artists or craftspersons shall be
7 the responsibility of the user agency. The final approval of
8 any recommendation for the purchase of or commissioning of
9 works of art shall be consistent with the art selection
10 process pursuant to rule promulgated by the Department of
11 State. The approval of any invoice for payment for any
12 purchase of or commissioning of works of art shall be the
13 responsibility of the user agency.

14 (4) This section shall not apply to any funds for the
15 construction of public buildings if the funds were
16 appropriated prior to July 1, 1979.

17 (5) The Department of State shall be authorized to
18 promulgate rules to implement this section.

19 Section 2. This act shall take effect July 1, 1999.

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22 LEGISLATIVE SUMMARY

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24 With respect to chapter 255, F.S., relating to public
25 property and publicly owned buildings, revises current
26 provisions of law to authorize that each appropriation
27 for the original construction of a state building which
28 provides public access include an amount of up to 0.25
percent of the total appropriation for the construction
of the building, not to exceed \$100,000, to be used for
the acquisition of works of art produced by, but not
limited to, Florida artists or craftspersons. Current law
requires 0.5 percent be earmarked for this purpose.