

AN ACT

6-161

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Commission on the Arts and Humanities Act in order to promote art in public places by requiring the inclusion of a public arts fund capital project in each annual capital budget request, requiring the Commission to develop an annual public arts plan, and giving the Commission, in consultation with the Department of Public Works, the authority necessary to carry out the public arts plan.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Support for Art in Public Places Amendments Act of 1986".

Sec. 2. The Commission on the Arts and Humanities Act, effective October 21, 1975 (D.C. Law 1-22; D.C. Code, sec. 31-2001 et seq.), is amended as follows:

(a) Section 3 (D.C. Code, sec. 31-2002) is amended by adding a new paragraph (6) to read as follows:

D.C. Code,
sec. 31-2002
(1987 supp.)

"(6) The term 'public art' means sculptures, murals, mosaics, bas-reliefs, frescoes, tapestries, monuments, fountains, environmental designs, and other visual art forms that are intended to enhance the aesthetic quality of a public building, park, street, or sidewalk or

other public place with which they are physically or spatially connected. The term 'public art' shall not include landscape design or the incidental ornamentation of functional structural elements or accessories unless designed by a visual artist as part of an artwork design authorized by the Commission."

(b) Section 5(d) (D.C. Code, sec. 31-2004(4)) is amended by adding:

D.C. Code, sec.
31-2004
(1987 supp.)

(1) The phrase "and be empowered to contract" after the word "Cooperate"; and

(2) The phrase "consultants," after the phrase "private organizations,".

(c) Section 5(g) (D.C. Code, sec. 31-2004(7)) is amended by striking the period at the end and inserting "; and" in its place.

D.C. Code, sec.
31-2004
(1987 supp.)

(d) A new section 5(h) is added to read as follows:

D.C. Code, sec.
31-2004
(1987 supp.)

"(h)(1) Develop and annually update, after holding a public hearing, a public arts plan that establishes priorities for the selection and location of public art for the upcoming fiscal year; and

"(2) Prepare an annual report at the end of each fiscal year on the implementation of that year's public arts plan."

(e) Section 6(c) (D.C. Code, sec. 31-2005(c)) is amended by adding the following at the end:

D.C. Code, sec.
31-2005
(1987 supp.)

"In addition, each annual capital budget request submitted by the Mayor to the Council shall include as a discrete capital project a public arts fund in the amount of 1% of the total authority requested for the construction, renovation, and repair of public facilities and institutions, exclusive of land acquisition and infrastructure. Public arts fund financing shall be used by the Commission to fund the creation, installation, and maintenance of public art. The commissioning of artists and the selection, approval, placement, and maintenance of public art shall be the responsibility of the Commission in consultation with both the Department of Public Works and, if applicable, the public official or employee with chief administrative responsibility for the actual use of the public place affected."

(f) Section 6(d) (D.C. Code, sec. 31-2005(d)) is amended to read as follows:

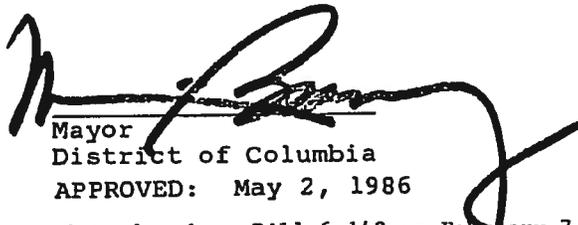
D.C. Code, sec.
31-2005
(1987 supp.)

"(d) The Chairperson shall submit to the Mayor and the Council the annual reports of the Commission's activities, the public arts plan required by section 5(h), and any other plans, recommendations, and projections for the following year. These reports, plans, recommendations, and projections shall accompany the budget request referred to in subsection (c) of this section."

Sec. 3. This act shall take effect after a 30-day

period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided by section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED: May 2, 1986
Introduced as Bill 6-143 on February 7, 1986
by Chairman Clarke .

FIRST READING: 3-25-86; Adopted by unanimous voice vote; all present.

FINAL READING: 4-15-86; Adopted by unanimous voice vote; all present.

Transmitted to the Mayor: April 22, 1986