

# House Bill 3139

Sponsored by Representative BUEHLER

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Oregon Arts Commission to establish policies and procedures that ensure Arts Program considers regional differences in public access to, or opportunities for engagement in, arts and cultural development when determining eligibility for grant awards.

## A BILL FOR AN ACT

1  
2 Relating to the Arts Program; amending ORS 359.010, 359.025 and 359.030.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 359.010 is amended to read:

5 359.010. As used in ORS 359.010 to 359.137, unless the context requires otherwise:

6 (1) "Administrator" means the Administrator of the Arts Program of the Oregon Business De-  
7 velopment Department.

8 (2) "Arts" includes, but is not limited to, instrumental and vocal music; dance, drama, folk art,  
9 creative writing and poetry; architecture and landscaping design and the fields allied to them; **mu-**  
10 **seum exhibit design and the fields allied to it**; painting, sculpture, photography; graphic and craft  
11 arts; industrial design; costume and fashion design; motion pictures, television, radio; tape and sound  
12 recording; the history, criticism, theory and practice of the arts; and the arts related to the pres-  
13 entation, performance, execution and exhibition of [*such*] art forms **described in this subsection**.

14 (3) "Association" means a nonprofit, private, incorporated or unincorporated institution, foun-  
15 dation, museum, organization, society or group, whether local, state, regional or national, that is  
16 operating, or doing business, in Oregon.

17 (4) "Commission" means the Oregon Arts Commission.

18 (5) "Department" means the Oregon Business Development Department.

19 (6) "Director" means the Director of the Oregon Business Development Department.

20 (7) "Program" means the Arts Program of the Oregon Business Development Department.

21 (8) "Local agencies" includes cities, counties and other public corporations and their officers,  
22 boards and commissions.

23 (9) "Public agencies" means state agencies and local agencies.

24 (10) "Private corporation" means a corporation organized for profit and authorized to do busi-  
25 ness in this state.

26 (11) "State agencies" includes state officers, departments, boards and commissions.

27 **SECTION 2.** ORS 359.025 is amended to read:

28 359.025. (1) The Oregon Arts Commission shall perform the following duties:

29 (a) Serve as a body to advise governmental bodies and agencies and private persons on the de-  
30 velopment and implementation of state policies and programs relating to the arts, heritage, historic  
31 preservation, humanities and culture, and to assist in the coordination of these activities.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (b) Advise the Governor, the Director of the Oregon Business Development Department and the  
2 Oregon Business Development Commission on all matters relating to the arts that pertain to the  
3 powers, duties and functions of the Arts Program of the Oregon Business Development Department.

4 (c) Develop a recommended biennial budget for the operation of the Arts Program that will be  
5 submitted to the director and the Governor.

6 (d) Seek and receive the views of all levels of government and the private sector with respect  
7 to state programs and policies for the promotion and assistance of the arts.

8 (e) Prepare and submit suggested administrative rules to the director that the Oregon Arts  
9 Commission determines are necessary for the operation of the programs of the Arts Program.

10 (f) Establish [*policy*] **policies** and procedures for grant programs administered by the Arts  
11 Program[.], **including policies that ensure that the criteria used to determine eligibility for**  
12 **grant awards are designed to take into consideration the regional differences in public access**  
13 **to, or in opportunities for engagement in, arts and cultural development in this state.**

14 (2)(a) In addition to the duties imposed by subsection (1) of this section, the Oregon Arts Com-  
15 mission shall establish policies and provide management and operational staff support for the Trust  
16 for Cultural Development Board.

17 (b) Notwithstanding paragraph (a) of this subsection, the Trust for Cultural Development Board  
18 shall make any decisions relating to the investment and disbursement of moneys in the Trust for  
19 Cultural Development Account.

20 **SECTION 3.** ORS 359.030 is amended to read:

21 359.030. The objectives of the Arts Program of the Oregon Business Development Department  
22 are:

23 (1) To complement, assist and strengthen existing or planned programs and activities of public  
24 and private associations in the arts to promote the broadest **statewide** public benefit, while main-  
25 taining high artistic and scholarly standards.

26 (2) To encourage and give greater opportunities and recognition to individual Oregon artists  
27 whose work is, or gives promise of being, of high quality.

28 (3) To stimulate and encourage private and local initiative and financial support in connection  
29 with programs and activities in the arts.

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