

File No. 130348

Committee Item No. \_\_\_\_\_

Board Item No. 30

### COMMITTEE/BOARD OF SUPERVISORS

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Committee: \_\_\_\_\_

Date \_\_\_\_\_

Board of Supervisors Meeting

Date APRIL 23, 2013

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- AB 580
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Completed by: Lynne Horne Date 4/18/13  
 Completed by: \_\_\_\_\_ Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages.  
 The complete document can be found in the file.



**City and County of San Francisco**  
**Master Report**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 130348      **File Type:** Resolution      **Status:** For Immediate Adoption

**Enacted:**      **Effective:**

**Version:** 1      **In Control:** Board of Supervisors

**File Name:** Urging the California State Legislature to Pass Assembly Bill 580      **Date Introduced:** 04/16/2013

**Requester:**      **Cost:**      **Final Action:**

**Comment:**      **Title:** Resolution urging the California State Legislature to pass Assembly Bill 580, to restore \$75 million in annual funding to the California Arts Council.

**Sponsors:** Mar, Chiu and Breed

**History of Legislative File 130348**

Ver	Acting Body	Date	Action	Sent To	Due Date	Result
1	President	04/16/2013	REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING	Board of Supervisors		

1 [Urging the California State Legislature to Pass Assembly Bill 580]

2  
3 **Resolution urging the California State Legislature to pass Assembly Bill 580, to restore**  
4 **\$75 million in annual funding to the California Arts Council.**  
5

6 WHEREAS, California Governor Edmund G. Brown created the California Arts Council  
7 (CAC) in 1975 to encourage public participation in the arts; help build strong arts  
8 organizations to assist with the professional development of arts leaders; promote awareness  
9 of the value of the arts and directly fund art programs in California's communities, and

10 WHEREAS, The CAC program was one of the first arts funding agencies in the United  
11 States of America that placed a heavy emphasis on funding artists and arts organizations that  
12 represented underserved, low-income and people of color, rural and inner-city populations  
13 and for arts and social change, and

14 WHEREAS, In 2003, the State budget allocation of the CAC was cut to approximately  
15 three cents per California resident—the lowest State funding level of all the 50 United States  
16 resulting in a cumulative loss to California's artists and non-profit arts industry of over \$300  
17 million during the last decade, and

18 WHEREAS, These cuts had catastrophic effects on the State's Artist-in-School's  
19 programs, touring and presenting programs and many other programs initiatives critical to the  
20 State's cultural health and vitality, and

21 WHEREAS, The burden of the cuts disproportionately impacted artists and arts  
22 organizations that represented underserved, low-income and people of color, rural and inner-  
23 city populations and for arts and social change, and  
24  
25

1           WHEREAS, It is recognized and studies have proved that for every dollar invested in  
2 the arts, \$7 are generated in the local economy including between \$2.50 and \$3 being directly  
3 recouped by California State and Municipal treasuries, and

4           WHEREAS, The non-profit arts-related sector statewide supports 91,000 arts-related  
5 businesses and 500,891 jobs for people in California, non-profit arts specifically generate \$9.4  
6 billion in total economic impact and 7.6 % of total employment in California, and

7           WHEREAS, Additionally, the arts spur cultural tourism with over 6,000,000 arts tourists  
8 per year to California, revitalize depressed neighborhoods, attract creative workers and  
9 industries, provide a creative infrastructure for innovation and imagination, serve as a crucial  
10 partner to California's entertainment industry, unite our communities, celebrating diversity and  
11 building bridges of tolerance and understanding and shape California's profile as a global  
12 focal point for culture and creativity; now, therefore, be it

13           RESOLVED that the Board of Supervisors unanimously supports Assembly Bill 580  
14 that will restore \$75 million in annual funding to the CAC for the purpose of making grants to  
15 artists and arts organizations that serve low-income and people of color, rural and inner-city  
16 populations and for arts and social change.

AMENDED IN ASSEMBLY MARCH 19, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 580

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Introduced by Assembly Member Nazarian

February 20, 2013

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An act to ~~amend Section 5096 of the Revenue and Taxation Code~~ add Section 8753.6 to the Government Code, relating to ~~taxation state government, and making an appropriation therefor.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 580, as amended, Nazarian. ~~Property taxation: refunds. Arts Council: grants.~~

Existing law establishes the Arts Council composed of 11 members, with the Speaker of the Assembly and the Senate Committee on Rules each appointing one member and the Governor appointing 9 members who are subject to confirmation by the Senate. The Arts Council is authorized to award grants, as specified.

This bill would continuously appropriate \$75,000,000 annually from the General Fund to the Arts Council to be used for grants as currently authorized by law; thereby making an appropriation.

This bill would also provide legislative findings and declarations regarding publicly funded art.

~~Existing law requires property taxes to be refunded under specified circumstances.~~

~~This bill would make a technical, nonsubstantive change to that provision.~~

Vote: ~~majority~~<sup>2/3</sup>. Appropriation: ~~no~~<sup>yes</sup>. Fiscal committee: ~~no~~<sup>yes</sup>. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. The Legislature finds and declares all of the*  
2     *following:*

3     *(a) Life in this state is enriched by art, innovation, and creativity.*

4     *(b) The source of art is in the natural flow of the human mind,*  
5     *but realizing craft and beauty is demanding, and the people of the*  
6     *state desire to encourage and nourish these skills wherever they*  
7     *occur, to the intrinsic and extrinsic benefit of all.*

8     *(c) Every dollar in state support for the arts leverages seven*  
9     *dollars (\$7) in earned and contributed revenue, and brings back*  
10    *more than three dollars (\$3) in taxes to state and local government*  
11    *entities.*

12    *(d) California's cultural enterprises provide nearly 500,891*  
13    *jobs for its residents, accounting for 7.6 percent of total*  
14    *employment.*

15    *(e) Nonprofit arts organizations contribute nine billion four*  
16    *hundred thousand dollars (\$9,000,400,000) to the state's economy.*

17    *(f) Nonprofit arts organizations are a partner to the creative*  
18    *industries and play a key role in the 21st Century workforce and*  
19    *the global economy, including in the fields of architecture,*  
20    *advertising, consulting, education, performing arts, museums, and*  
21    *other cultural industries; design, including electronic design,*  
22    *software development, film, games, including computer games,*  
23    *historic preservation, music, new media, publishing, radio,*  
24    *television, and tourism.*

25    *(g) An investment in the arts and the creative economy industries*  
26    *can revitalize a neighborhood or area by accomplishing all of the*  
27    *following:*

28    *(1) Stimulating the economy.*

29    *(2) Engaging residents.*

30    *(3) Drawing tourists.*

31    *(4) Providing a sense of community.*

32    *(5) Serving as a gathering place.*

33    *(6) Encouraging creativity.*

34    *(7) Strengthening community partnerships.*

35    *(8) Promoting the arts and supporting artists.*

36    *(9) Developing a positive image for the area.*

37    *(10) Enhancing property values.*

38    *(11) Capitalizing on local cultural, economic, and social assets.*

1 (12) *Creating jobs.*

2 SEC. 2. *Section 8753.6 is added to the Government Code, to*  
3 *read:*

4 8753.6. *Notwithstanding Section 13340 of the Government*  
5 *Code, the General Fund is hereby continuously appropriated to*  
6 *the Arts Council in the amount of seventy-five million dollars*  
7 *(\$75,000,000) in each fiscal year. These funds shall be used only*  
8 *to issue grants to further the arts, as otherwise authorized to be*  
9 *issued under this chapter.*

10 -

11 SECTION 1. ~~Section 5096 of the Revenue and Taxation Code~~  
12 ~~is amended to read:~~

13 ~~5096. Taxes paid before or after delinquency shall be refunded~~  
14 ~~if they were:~~

15 ~~(a) Paid more than once.~~

16 ~~(b) Erroneously or illegally collected.~~

17 ~~(c) Illegally assessed or levied.~~

18 ~~(d) Paid on an assessment in excess of the ratio of assessed value~~  
19 ~~to the full value of the property as provided in Section 401 by~~  
20 ~~reason of the assessor's clerical error or excessive or improper~~  
21 ~~assessments attributable to erroneous property information supplied~~  
22 ~~by the assessee.~~

23 ~~(e) Paid on an assessment of improvements when the~~  
24 ~~improvements did not exist on the lien date.~~

25 ~~(f) Paid on an assessment in excess of the value of the property~~  
26 ~~as determined pursuant to Section 1614 by the county assessment~~  
27 ~~appeals board.~~

28 ~~(g) Paid on an assessment in excess of the value of the property~~  
29 ~~as determined by the assessor pursuant to Section 469.~~

O

Print Form

# Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee.  
An ordinance, resolution, motion, or charter amendment.
- 2. Request for next printed agenda without reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [ ] inquires"
- 5. City Attorney request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission       Youth Commission       Ethics Commission
- Planning Commission       Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative**

**Sponsor(s):**

Mar, Chiu, Breed

**Subject:**

Resolution urging support for California Assembly Bill 580 that will restore \$75 million in annual funding to the California Arts Council.

**The text is listed below or attached:**

Please see attached.

Signature of Sponsoring Supervisor: \_\_\_\_\_

For Clerk's Use Only:

1303418

