
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1234 Session of
2015

INTRODUCED BY HUGHES, COSTA, RESCHENTHALER, RAFFERTY AND MENSCH,
MAY 26, 2016

REFERRED TO STATE GOVERNMENT, MAY 26, 2016

AN ACT

1 Establishing the Council on Jazz Education and Preservation and
2 providing for its powers and duties; establishing the Jazz
3 Legacy Fund; and making an appropriation.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Definitions.

7 The following words and phrases when used in this act shall
8 have the meanings given to them in this section unless the
9 context clearly indicates otherwise:

10 "Council." The Council on Jazz Education and Preservation
11 established under this act.

12 "Fund." The Jazz Legacy Fund established under section 4.

13 Section 2. Establishment, membership and meetings.

14 (a) Establishment.--The Council on Jazz Education and
15 Preservation is established to preserve knowledge and promote
16 education about jazz.

17 (b) Limitation.--The following shall apply:

18 (1) Nothing contained in this act shall be construed as

1 limiting or vesting power in the council to encroach upon or
2 usurp the power vested in any other commission or agency
3 established under the laws of this Commonwealth.

4 (2) In the course of carrying out its powers and duties
5 under this act, the council shall avoid any actions which
6 would interfere with the freedom of artistic expression or
7 with the established or contemplated cultural programs in any
8 local community.

9 (c) Membership.--The council shall report directly to the
10 Governor. The council shall consist of the following five
11 members:

12 (1) One member appointed by the Governor who shall be a
13 representative of any field relating to jazz or music.

14 (2) One member of the Senate appointed by the President
15 pro tempore of the Senate.

16 (3) One member of the Senate appointed by the Minority
17 Leader of the Senate.

18 (4) One member of the House of Representatives appointed
19 by the Speaker of the House of Representatives.

20 (5) One member of the House of Representatives appointed
21 by the Minority Leader of the House of Representatives.

22 (d) Chair.--The Governor shall appoint a member of the
23 council to serve as chair.

24 (e) Open meetings.--All meetings of the council shall be
25 open to the public.

26 (f) Compensation.--Members of the council shall not receive
27 compensation, except for reimbursements necessary for travel and
28 other expenses incurred in the performance of official duties.

29 Section 3. Powers and duties of the council.

30 (a) Powers.--The council shall have the powers and authority

1 necessary to carry out the duties imposed upon it by this act
2 including the power to:

3 (1) adopt rules and regulations necessary for proper
4 execution of the powers and duties granted to and imposed
5 upon the council by this act;

6 (2) hold hearings, make and sign any agreements and do
7 or perform any acts which may be necessary, desirable or
8 proper to carry out the purposes of this act;

9 (3) request from any department, board, bureau,
10 commission or other agency of the Commonwealth such
11 assistance and data as will enable it to properly carry out
12 its powers and duties under this act;

13 (4) appoint such advisory committees as it deems
14 advisable and necessary to the carrying out of its powers and
15 duties under this act; and

16 (5) award grants to promote, protect, preserve and
17 market jazz throughout this Commonwealth.

18 (b) Duties.--The council shall have the following duties:

19 (1) to promote, encourage, foster, preserve and market
20 jazz in this Commonwealth;

21 (2) to promote jazz education throughout the public and
22 private schools throughout this Commonwealth;

23 (3) to promote jazz education throughout this
24 Commonwealth's institutions of higher education; and

25 (4) to provide grants to support, promote, educate,
26 encourage, foster, preserve and market jazz throughout this
27 Commonwealth, which may include purchasing instruments or
28 equipment.

29 (c) Cooperative support.--The Commonwealth of Pennsylvania
30 Council on the Arts shall provide administrative, technical and

1 other personnel as may be necessary for assisting the Council on
2 Jazz in the performance of its powers and duties.

3 Section 4. Preservation, Promotion and Education of Jazz Fund.

4 (a) Fund established.--A restricted fund is established in
5 the State Treasury to be known as the Jazz Legacy Fund.

6 (b) Appropriation.--The sum of \$5,000,000 is appropriated
7 for the purposes of this act.

8 (c) Additional funding.--The fund shall be eligible to:

9 (1) accept any Federal funds granted, by act of Congress
10 or by executive order, for all or any of the purposes of this
11 act; and

12 (2) to accept any gifts, donations or bequests for all
13 or any of the purposes of this act.

14 Section 5. Effective date.

15 This act shall take effect immediately.