

SUBCHAPTER 3B - NORTH CAROLINA MUSEUM OF ART

SECTION .0100 - ADMISSION AND VISITATION

07 NCAC 03B .0101 HOURS

History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).

07 NCAC 03B .0102 ADMISSION

- (a) There is no charge for admission to the North Carolina Museum of Art exhibition galleries. Organized groups of visitors to the galleries are required to register upon arrival.
- (b) The following are prohibited from the galleries: children under 12 years of age unless accompanied by an adult, solicitors and peddlers, and animals, with the exception of seeing-eye dogs.
- (c) Briefcases, umbrellas, and other similarly bulky objects must be deposited by visitors at designated checkpoints before entering the galleries. Any visitor granted an exception may be subject to a security check on entering and leaving the galleries and may be required to carry a written security pass issued by the guard force and surrendered upon departure.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0103 CONDUCT IN THE MUSEUM

- (a) Visitors to the Museum of Art galleries and other areas open to the public are required to maintain discrete and orderly conduct. Unruly or destructive individuals or groups may be expelled from the premises by the museum guard force. Disorderly behavior by school and other groups may be reported to appropriate authorities, and requests for readmission by groups that have been disorderly shall be at the discretion of the museum.
- (b) Visitors are prohibited from handling works of art or their frames or other supports; visually impaired visitors may arrange for special tours during which objects designated by the museum may be touched under conditions defined by the museum.
- (c) Visitors are prohibited from smoking in the public galleries.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0104 PHOTOGRAPHY

Photography of works of art in the permanent collection is permitted with hand-held cameras under available light. Photography using motion picture cameras, tripods, or special lighting equipment may be permitted by prior arrangement and under the supervision of museum staff. Photography of works of art on loan to the museum is not permitted.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0105 TOURS

- (a) Guided tours of the museum's galleries may be scheduled for organized groups by advance appointment, depending upon the availability of tour leaders, number of tours scheduled at a specific time, conflicting events, and priority of request.
- (b) Groups that arrive without an appointment may be provided tours of selected galleries at the discretion of the museum, depending upon the availability of personnel.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0106 SCHOOL GROUPS

- (a) The museum may require a teacher or adult chaperon to accompany each school group exceeding a designated maximum number of students. A list of guidelines for group leaders will be provided. Teachers and chaperons will be held responsible for the behavior of students in their groups and will be required to remain with them throughout the tour.
- (b) Teachers may be permitted to guide their own classes if they request to do so, on the condition that the required number of chaperons is provided.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
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07 NCAC 03B .0107 MEMBERSHIP

Statewide membership supporting the museum and its programs is available through the North Carolina Art Society, an independent, nonprofit organization with central offices in the museum. Membership is open to any interested member of the public.

History Note: Authority G.S. 140-14; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

SECTION .0200 - DISPLAY AND EXHIBITION OF WORKS

07 NCAC 03B .0201 PERMANENT COLLECTIONS

History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).

07 NCAC 03B .0202 ACCESS TO WORKS NOT ON DISPLAY

Works of art in the museum's collections that are not on public display are available for study and other purposes deemed legitimate by the museum. Inspection of these works will be by appointment and under the supervision of the museum staff. Unavailability of personnel, manner of storage, and other factors may prohibit access.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
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07 NCAC 03B .0203 SPECIAL EXHIBITIONS

History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).

07 NCAC 03B .0204 EXHIBITIONS

- (a) The museum may hold competitions for which members of the public who meet specified residency or other requirements may be invited to submit works of art executed by themselves for exhibition in the museum or other locations.
- (b) Selection of works for inclusion in the exhibition will be made by one or more jurors chosen by the museum. The competitions may be staged in conjunction with other organizations and may be held at intervals set by the museum.
- (c) A prospectus containing information about rules will be published for each competition. The submission of an entry to the competition will be considered an agreement on the part of the artist to the conditions set forth in the prospectus.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
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07 NCAC 03B .0205 CIRCULATING EXHIBITIONS
07 NCAC 03B .0206 BLIND AND TOUCH GALLERY

History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).

SECTION .0300 - LOANS

07 NCAC 03B .0301 LOANS FROM THE MUSEUM'S COLLECTIONS

- (a) Works of art from the museum's collections may be lent to other organizations according to G.S. 140-5.14(5) and policies adopted by the Board of Trustees.
- (b) A written agreement specifying the conditions under which a work is lent will be signed by an authorized representative of the museum and the borrowing organization. In the event no agreement is signed, the conditions on the museum's outgoing receipt will govern the loan.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Amended Eff. November 22, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0302 LOANS TO THE MUSEUM

- (a) The museum may request or receive temporary or long-term loans of works of art from other organizations or individuals for exhibition, study, and other purposes. A written loan agreement or the incoming receipt will govern each loan.
- (b) The museum will be responsible for the care and safekeeping of works lent to it only to the extent of exercising such precautions as it has adopted for the care and safekeeping of its own collections.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0303 INTERAGENCY LOANS

*History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).*

SECTION .0400 - REGISTRATION AND MOVEMENT OF ART WORKS

07 NCAC 03B .0401 MUSEUM COLLECTION RECORDS

Archival records are maintained of the history, condition, and documentation of works in the museum's collections. Except for information that may be classified by the museum as confidential (such as names of donors who have retained the right to remain anonymous and financial transactions not a part of public record), these files may be examined under the supervision of the museum staff by appointment.

*History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
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07 NCAC 03B .0402 INSURANCE

07 NCAC 03B .0403 INCOMING WORKS OF ART

07 NCAC 03B .0404 OUTGOING WORKS OF ART

*History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).*

SECTION .0500 - PROGRAMS AND SERVICES

07 NCAC 03B .0501 AUDITORIUM EVENTS

The museum may offer lectures, concerts, films, and other events designed to further the understanding and appreciation of the museum's collections, exhibitions, programs, and of the arts in general. Attendance may be governed by space limitations, fire regulations, and consideration of the safety of the works of art in the area. The programs are publicized through appropriate media and may be held in the museum or elsewhere.

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Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.*

07 NCAC 03B .0502 VOLUNTEER PROGRAMS

Individuals may be invited to participate in the museum's educational programs on a volunteer basis as docents (lecturers) who conduct guided tours of the museum's collections and exhibitions or as general volunteers for service in areas of the museum's operation other than the docent program. Selection criteria and conditions governing participation in the program may be obtained from the museum.

*History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;*

Amended Eff. June 1, 1989;
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07 NCAC 03B .0503 GENERAL VOLUNTEERS

History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).

07 NCAC 03B .0504 INTERN PROGRAM

Internship programs may be conducted by the museum or in conjunction with another agency or educational institution. Selection criteria and conditions governing participation in the programs may be obtained from the museum.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0505 EDUCATIONAL PROGRAMS

(a) Educational programs to promote appreciation and understanding of the arts are offered at the museum's discretion. The programs are announced through museum publications, news media, or direct contact with individuals or groups that would benefit from participation.

(b) Participation in the programs may be limited by space, facility and personnel considerations, and by the category of individuals for whom the program is designed. A decision on admittance of a participant to a program rests with the museum.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
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07 NCAC 03B .0506 OUTSIDE SERVICES

(a) Requests by public and private organizations for museum staff members to serve as jurors for competitive exhibitions, lecturers, or consultants will be granted at the discretion of the museum on the basis of the nature of the event and the availability of qualified staff members.

(b) No fee other than travel and per diem expenses at rates established under state rules may be required for such service when performed under the auspices of the museum.

(c) Museum staff members are permitted to provide such outside services on their own time, provided it is made clear that the staff member is acting individually and not as a representative of the museum or of state government. Any financial arrangements will be negotiated directly between the individual and the organization requesting the service.

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Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
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07 NCAC 03B .0507 ART CONSULTING SERVICE

(a) Depending upon availability of qualified members of the museum professional staff, an examination and consultation service may be offered to private citizens who desire information or advice concerning works of art owned by them.

(b) Examination is by appointment or at times designated by the museum. Oral opinions only may be given, at the discretion of the staff member, on such matters as attribution, date, and authenticity of the work, as well as advice on restoration,

framing, or other technical subjects. Opinions are presented as the personal views of the staff member and shall not be understood or reported to have the endorsement of the museum or the state.

(c) The following will be excluded from any opinion or consultation rendered under this service: monetary appraisals, assistance in the sale of private property, and promotion of any particular art dealer, auction house, conservator, framer, or commercial entity. However, information as to the availability of auction records, directories of commercial art establishments, and impartial advice as to how a desired service might be obtained may be given.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
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07 NCAC 03B .0508 EXTENSION SERVICES

(a) The museum may conduct outreach or extension programs throughout the state for educational, civic, church, and other non-profit groups.

(b) The museum will not be held responsible for any charges or limitations on participation in such programs which might be instituted by a sponsoring organization.

(c) Visual aid materials may be made available to schools and art organizations for loan or for purchase at a charge based on cost of materials and handling.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
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07 NCAC 03B .0509 EXPERIMENTAL (PILOT) PROGRAMS

History Note: Authority G.S. 143B-51; 140-1;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Repealed Eff. March 1, 1989 in accordance with G.S. 150B-59(c).

SECTION .0600 - PUBLICATIONS: REFERENCE MATERIALS: AND BOOKSTORE

07 NCAC 03B .0601 PUBLICATIONS

Publications produced by the museum to interpret and explain its collections, exhibitions and programs, and to further appreciation and understanding of the arts may be distributed free of charge or sold at a charge based on cost.

History Note: Authority G.S. 12-3.1; 140-5.14(13); 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;
Amended Eff. June 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0602 PERMISSION TO REPRODUCE WORKS

At the discretion of the museum, permission may be granted to publishers, film-makers, and others to reproduce photographs of art works in the museum's collections for art-related purposes, provided that conditions are met as set forth in an agreement provided by the museum and signed by both parties. Publishers may be required by the museum to provide free of charge or at reduced cost one or more copies of the publication (or of relevant pages) containing the approved reproduction.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;
Eff. February 1, 1976;
Readopted Eff. December 1, 1977;

Amended Eff. June 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0603 ART REFERENCE LIBRARY

- (a) An art reference library located in the museum is maintained for use by the museum staff, other libraries and state agencies, and the public.
- (b) Library materials are normally available for use only on the premises, but, at the discretion of the museum, may be removed for interlibrary loan or other legitimate use for specified periods.
- (c) Duplication of any published materials is allowed only in accordance with current copyright laws.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;

Eff. February 1, 1976;

Readopted Eff. December 1, 1977;

Amended Eff. June 1, 1989;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22, 2017.

07 NCAC 03B .0604 PHOTOGRAPHIC ARCHIVES

- (a) A collection of photographs is maintained documenting the museum's collections, exhibitions, and programs. At the discretion of the museum, they are available to the general public for use on the premises or on loan.
- (b) Photographs of art works not in the museum's collections may be entered in the photographic archives unless prohibited by the owner of the work. These photographs may be used by the public on the premises, but may not be sold, lent, copied, or published without permission from the owner. The museum will not be responsible for obtaining such permission.

History Note: Authority G.S. 140-5.12 to 140-5.17; 143B-51;

Eff. February 1, 1976;

Readopted Eff. December 1, 1977;

Amended Eff. June 1, 1989;

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07 NCAC 03B .0605 SALES SHOP

- (a) A sales shop may be maintained as an outlet for publications and other materials produced by the museum and to further the appreciation and understanding of art.
- (b) Prices of the items offered for sale are priced according to current market practice.
- (c) The museum may grant discounts to members of organizations associated with the museum on purchases made in the sales shop.

History Note: Authority G.S. 140-5.14(13); 143B-51;

Eff. February 1, 1976;

Readopted Eff. December 1, 1977;

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