

**Arts and Artifacts Indemnity Program  
International Indemnity**

OMB 3135-0094  
Exp. 04/30/2023

CFDA Number: 45.201, Funding Opportunity Number: 2021FCAH01

**How to Apply**

Read these instructions carefully before completing your application. No indemnification agreement may be entered into unless a completed application has been received in accordance with the provisions of Public Law 94-158 (20 USC 973). Only applications that provide thorough answers to each question can be considered for a Certificate of Federal Indemnity.

For information about eligibility, the content of your application, or the Indemnity Program in general, contact:

Patricia Loiko  
Indemnity Administrator  
National Endowment for the Arts  
Telephone: 202-682-5541  
Fax: 202-682-5721  
Email: [loikop@arts.gov](mailto:loikop@arts.gov)

Daniel Hoffman  
Assistant Indemnity Administrator  
National Endowment for the Arts  
Telephone: 202-682-5070  
Fax: 202-682-5721  
Email: [hoffmand@arts.gov](mailto:hoffmand@arts.gov)

**How to Prepare and Submit Your Application for Indemnity**

Submitting an application is a multi-step process. You will interact with the Arts Endowment's website, Grants.gov, and the Arts Endowment's Applicant Portal. These instructions provide all of the information that you need to submit an application. We urge you to read these instructions in their entirety before you begin the application process.

**Deadline:**

<b>Part 1 - Submit to Grants.gov</b>	<b>September 14, 2020 by 11:59 p.m., Eastern Time</b>
<b>Part 2 - Submit to the Applicant Portal</b>	<b>September 16, 2020 at 9:00 a.m., Eastern Time to September 18, 2020 at 11:59 p.m., Eastern Time</b>

**NOTE:** To allow time to resolve any problems you might encounter, we strongly recommend that you submit to Grants.gov by at least September 4, 2020, ten days prior to the Part 1 deadline.

## Part 1: Submit to Grants.gov

You will use the Grants.gov system to complete Part 1 of the application process.

### 1. Register or Renew/Verify Registration with Grants.gov:

- Before submitting to Grants.gov, your organization must register or renew/verify its current registration with both [Grants.gov](#) and the [System for Award Management \(SAM\)](#). Failure to comply with these requirements may result in your inability to submit to Grants.gov.
- Go to Grants.gov's [Organization Registration](#) to create a new organization registration.
- **Grants.gov Contact Center:** Call 800-518-4726, email [support@grants.gov](mailto:support@grants.gov), or consult the information posted on the Grants.gov website at [Support](#). The Grants.gov Contact Center is available 24 hours a day, 7 days a week.
- **SAM Federal Service Desk:** Call 866-606-8220 or see the information posted on the SAM website at [SAM User Help](#).
- Maintain documentation (with dates) of your efforts to register or renew at least two weeks before the deadline.
- In addition to these instructions, you should periodically check the [Grants.gov blog](#) or the [Grants.gov homepage](#) for tips, updates, and alerts.

NEW: For upcoming changes for federal Organizational Applicants and Awardees, see [here](#).

### 2. Go to the Grant Opportunity Package:

- Access the Grant Opportunity Package with the Application for Federal Domestic Assistance/Short Organizational Form on Grants.gov by clicking on the link below:

#### **DOWNLOAD**

[Funding Opportunity Number: 2021FCAH01]

When you go to Grants.gov through the link above, the Grants.gov “View Grant Opportunity” screen will open. Choose “Apply” in the “Action” area. On the next screen, chose “Apply” again. You will be prompted to enter your Grants.gov Username and Password.

You will apply using a Grants.gov Workspace. To create a Workspace, look for the “Application Filing Name” field above the “Create Workspace” button. Enter the legal name of your organization, click the “Create Workspace” button, and follow the screens from there. If you want to learn more about using Grants.gov’s Workspace, [see here](#).

**You will submit all other materials of your application during Part 2.**

3. Fill out the Application for Federal Domestic Assistance/Short Organizational Form:

**NOTE:** All asterisked (\*) items and yellow fields on this form are required and must be completed before you will be able to submit. Do not type in all capital letters. Enter information directly into the form; do not copy from an old application or other document and paste into the form. Items 1 and 2 have been pre-populated. Item 3, *Date Received*, will be filled in automatically with the date that you submit your application; leave this field blank. Item 4 has been pre-populated.

Question 5. Applicant Information:

- a. Legal Name: Enter the legal name of the U.S. nonprofit organization or government entity applying for indemnity as it appears in the current IRS 501(c)(3) status letter or in the official document that identifies the organization as a unit of state or local government, or as a federally recognized tribal community or tribe. If an exhibition is being shown at several venues, one organization should apply on behalf of all participants. The Federal Council on the Arts and the Humanities requires that the applicant must have previously organized at least one museum-caliber exhibition containing objects borrowed from one or more public and/or private collections.
- b. Address: Use Street 1 for your street address or post office box number, whichever is used for your U.S. Postal Service mailing address. Street 2 should be used only when a Suite, Room Number or other similar information is a necessary part of your address. In the Zip/Postal Code box, enter your full 9-digit zip code (you may look it up at [www.usps.com/zip4/](http://www.usps.com/zip4/)).
- d. Type of Applicant: Select the item that best characterizes your organization from the menu in the first drop down box. Additional choices are optional.
- e. Employer/Taxpayer Identification Number (EIN/TIN): Enter the 9-digit number that was assigned by the Internal Revenue Service; do not use a Social Security Number.
- f. Organizational DUNS: All organizational applicants for federal funds must have a DUNS number, which is recognized as the universal standard for identifying organizations worldwide. The number that you enter here must agree with the number (either 9 or 13 digits) that you used with the SAM as part of the Grants.gov registration or your application will not be validated by Grants.gov and will be rejected.
- g. Congressional District: Enter the number of the Congressional District where the applicant organization is located. Use the following format: two-character State Abbreviation-three-character District Number. For example, if your organization is located in the 5th Congressional District of California, enter "CA-005." If your state has a single At-Large Representative or your territory has a single Delegate, enter your two digit state/territory abbreviation and "-000." If you need help, visit the

House of Representatives website at [www.house.gov](http://www.house.gov) and use the "Find Your Representative" tool.

**Question 6. Project Information:**

- a. **Project Title:** Enter the title of the exhibition.
- b. **Project Description:** In two or three brief sentences, provide a concise description of your exhibition. Include the subject matter, type of objects to be included (paintings, sculpture, manuscripts, etc.), those responsible for organizing the exhibition, and catalogue author(s).

**NOTE:** This field on the form has a character limit of 1,000, including spaces. Even if you have less than 1,000 characters, Grants.gov may translate special characters (e.g. apostrophe, question mark) in a way that will cause your application to be rejected. We strongly encourage you to write a succinct project description and double check the number of characters.

- c. **Proposed Project Start Date/End Date:** Enter the beginning and ending dates for the total period for which you are requesting indemnity coverage (this is usually one month prior to the public opening, and one month after the public closing, of the exhibition; if additional time is needed, justify the extended dates within the narrative, Question 1). The indemnity time period begins on the date that condition reports are prepared and signed, typically prior to initial packing at the lender location, and may include the time objects are in transit and while on exhibition. Indemnity coverage ends on the date that condition reports are completed upon return to the location designated by the lender, or as determined by the Federal Council.

**NOTE:** The Federal Council rarely approves coverage for a total indemnity period greater than two years.

**Question 7. Project Director:** Enter the name of the person responsible for organizing the exhibition. Select a Prefix (e.g., Ms., Mr.) even though this is not a required field.

**Question 8. Primary Contact/Grant Administrator:** Enter information for the person who should be contacted on all matters involving this application and the administration of an indemnity agreement that may be awarded. Select a Prefix even though this is not a required field. If this individual is the same as the Project Director, you may check the "Same as Project Director" box.

**Question 9. Authorized Representative:** Enter information for the Authorized Representative who will submit this application to Grants.gov. The AR must have the legal authority to obligate your organization. If the Primary Contact/Grant Administrator is the same as the AR, complete all items under both 8 and 9 even

though there will be some repetition. Certificate of Indemnity documents will be issued to the AR.

By clicking the "I Agree" box at the top of Item 9, this person certifies that:

- Information contained in this application, including all supporting materials, is true and correct.
- Valuations for objects requested for indemnity are accurate and represent current values to the best of his/her knowledge.
- Dated loan agreements, including U.S. dollar valuations and agreement to federal indemnity, will be in his/her hands prior to completion of the first condition report of each indemnified object to start the indemnity period.

**NOTE:** Due to restrictions from the Department of Homeland Security we are not able to send emails to alias addresses that forward to another email account. Do not enter this type of email address.

The "Signature of Authorized Representative" and "Date Signed" boxes will be populated by Grants.gov upon submission of the application.

#### 4. Submit your application to Grants.gov:

- To begin the submission process, log on to Grants.gov and go to the Forms tab on the Manage My Workspace page. Click the "Sign and Submit" button under the Forms tab. Be certain that you are satisfied with your Application for Federal Domestic Assistance/Short Organizational Form before you click this button. No revisions to your form are possible through Grants.gov once it is submitted.
- Once you complete and submit your application, you will see a confirmation screen explaining that your submission is being processed. Retain the Grants.gov Tracking Number that you receive in the application submission confirmation screen. If you wait until the day of the deadline to submit your application, you are taking a significant risk!
- We will not accept late applications or late applications that are the result of user error, including failure to verify that the application was validated and accepted by the Grants.gov system through **Track My Application**.
- **Failure to successfully submit the Application for Federal Domestic Assistance Form through Grants.gov will make you ineligible to complete Part 2 of the application process.**

#### 5. Track Your Application:

- Verify that your application was validated and accepted by the Grants.gov system. Go to **Track My Application** to confirm the validation and track the progress of your application submission through Grants.gov. Do not wait until the day of the deadline to verify your submission in case you encounter any difficulties.

## Part 2: Submit to the Arts Endowment's Applicant Portal

You will use the Arts Endowment's Applicant Portal to complete Part 2 of the application process.

You must first have successfully completed Part 1 (submitting the Application for Federal Domestic Assistance/Short Organizational Form to Grants.gov) by the Part 1 deadline. Your application will not be considered complete unless you also complete Part 2.

Do not attempt to complete Part 2 before the system becomes available to you on these dates. We strongly encourage you to prepare your materials well in advance of the deadline and have them fully ready to upload once the system opens.

### Deadline:

<b>Part 1 - Submit to Grants.gov</b>	<b>September 14, 2020 by 11:59 p.m., Eastern Time</b>
<b>Part 2 - Submit to the Applicant Portal</b>	<b>September 16, 2020 at 9:00 a.m., Eastern Time to September 18, 2020 at 11:59 p.m., Eastern Time</b>

### Accessing the Applicant Portal:

<ul style="list-style-type: none"><li>Log on to the Applicant Portal at: <a href="https://applicantportal.arts.gov">https://applicantportal.arts.gov</a></li></ul>
<ul style="list-style-type: none"><li>User Name = Grants.gov Tracking Number (Example: "GRANT12345678")</li></ul>
<ul style="list-style-type: none"><li>Password = Agency Tracking Number/NEA Application Number (Example: "1234567")</li></ul>

**How do I find my Grants.gov tracking number?** Your Grants.gov tracking number is assigned to you by Grants.gov at the time you submit your application. A confirmation screen will appear once your application submission is complete. Your Grants.gov tracking number will be provided at the bottom of this screen. Remember to save this number.

**How do I find my Agency Tracking #/NEA Application Number?** The Arts Endowment assigns the number to your application 1-2 business days after you submit your application. Log on to Grants.gov with your Grants.gov Username and Password. Under Grant Applications, select the *Check Application Status* feature, look for your Grants.gov tracking number, and select Details under the Actions column. You'll be taken to the Submission Details screen to find your Agency Tracking#/NEA Application Number.

**NOTE:** *Check Application Status* is a separate feature from Track My Application at Grants.gov.

Upload the items listed below to the Applicant Portal by 11:59 p.m., Eastern Time, on September 18, 2020.

- Item 1: Indemnity Narrative, including floor plans, facility reports, etc.
- Item 2: Identification and U.S. Dollar Value of Non-United States-Owned Objects Requested for Indemnity
- Item 3: Identification and U.S. Dollar Value of United States-Owned Objects Requested for Indemnity
- Item 4: Identification of Objects Not Requested for Indemnity
- Visual Documentation

**Password protect each file** (e.g., PDF, Excel) before you upload it to the Applicant Portal. This feature generally is located through the “File” tab of each program. **Use the same password for each file. After completing Part 2, email this password to the Indemnity staff at:** [loikop@arts.gov](mailto:loikop@arts.gov) and [hoffmand@arts.gov](mailto:hoffmand@arts.gov)

File names must not: exceed 100 characters; begin with a space, period, hyphen, or underline; or contain these characters: #%&{} \<>\*?/\$!":+`=|"@.

When you upload your files, you will find a field into which you will have the option to enter information into a Title and Description box. Enter the name of the file in the Title box. Each descriptive field should provide only a brief overview of the item as a whole.

There is a limit of 250 MB for all of your Part 2 application materials combined.

Submit your application. You can confirm that your application was received when you log in to the Applicant Portal. On the first screen it will say “Submitted” if your application has been received. If your application has not yet been received, it will say “In Progress.”

### **Item 1: Indemnity Narrative**

- Your narrative must address the items below as they relate to objects/venues requested for indemnity.
- Use the boldfaced numbers and headings below to organize your response.
- Label all pages clearly with your organization’s legal name and “Indemnity Narrative.”
- No page format should exceed 8 1-/2 x 11 inches. Do not reduce type below 12-point font size. Do not type in all capital letters. Number pages sequentially.
- Convert your file to PDF before uploading.

- The file name should indicate the name of your organization or a recognizable acronym followed by “Indemnity Narrative” (e.g., “ABCOrganizationIndemnityNarrative”).
- **Password protect each file** (e.g., PDF) before you upload it to the Applicant Portal. This feature generally is located through the “File” tab of each program. **Use the same password for each file (e.g., narrative, spreadsheet, visual images). After completing Part 2, email this password to the Indemnity staff at: [loikop@arts.gov](mailto:loikop@arts.gov) and [hoffmand@arts.gov](mailto:hoffmand@arts.gov)**

## 1. Title, Place(s) and Dates of Exhibition

- (a) Include the exhibition title, and specific venue, city, state, and country, and dates, where and when it will be viewed. If indemnity coverage is requested to begin or end at a site other than the lender location, indicate specific site and dates. If indemnified objects will be placed in storage at any time during the indemnity period, give dates and the facility to be used, and within the applicable Narrative sections fully describe how objects will be cared for and protected (the Federal Council may determine storage periods to be ineligible for indemnity coverage).
- (b) Explain if indemnity coverage for any objects is requested for specific time periods only (i.e. to not include inbound or outbound transit, or, not be shown at all venues).

**NOTE:** The Federal Council generally limits indemnity coverage for a single exhibition to five venues (or fewer, depending upon the type and condition of the objects) and/or two years or less. The Federal Council requires that participating venues must have previously organized or hosted at least one museum-caliber exhibition, with loans from public and/or private collections. Indemnity should not be requested for inaugural exhibitions in new buildings or substantially renovated spaces.

**NOTE:** Report modifications of the exhibition title and/or dates that occur after application submission to the Indemnity Administrator, even if the change is applicable to individual venues.

## 2. Total Number and Value of Objects Requested for Indemnity

- (a) Total current U.S. dollar lender value of all objects requested for indemnity.
- (b) Total **number** and U.S. dollar lender **value** of non-U.S.-owned objects requested for indemnity.
- (c) Total **number** and U.S. dollar lender **value** of U.S.-owned objects requested for indemnity.
- (d) Estimate of private/commercial insurance premium which would be required to cover objects requested for indemnity, if indemnity was not approved.
- (e) Source of the insurance premium estimate.

### 3. Total Number and Value of the Entire Exhibition

- (a) Total current U.S. dollar valuation for all objects in the entire exhibition (include objects requested for indemnity, and objects not requested for indemnity).
- (b) Total number of objects in the entire exhibition.

**NOTE:** In the event of disagreement between the Federal Council and the indemnitee regarding claims relating to partial loss, damage or reductions in value as a result thereof, the binding arbitration and appraisal procedures described in Section 1160.10 Regulations (45 CFR Part 1160) of the Arts and Artifacts Indemnity Act shall apply.

### 4. Exhibition Significance

- (a) Describe the exhibition, and state the significance and the educational, cultural, historical, and/or scientific value of the objects requested for indemnity, and for the entire exhibition.
- (b) Explain how the risk of potential damage to the objects is justified by the purposes of the exhibition.
- (c) Provide the name of the organizer, and the name and title of the curator responsible for the exhibition at each venue.
- (d) Indicate if there will be a catalogue or publications and name the author(s).
- (e) Describe related public activities planned in conjunction with the exhibition at each indemnified venue.

If coverage is requested for non-U.S.-owned *and* U.S.-owned objects, **you must demonstrate that the non-U.S.-owned objects are integral and vital to the exhibition as a whole to justify application for International Indemnity**, otherwise, approval of the U.S.-owned objects may be denied. This information is essential for the Federal Council to evaluate the significance and value of objects to be indemnified and their relationship to the exhibition.

### 5. Packing, Shipping, Environmental, and Security Arrangements for Objects Requested for Indemnity

#### **IMPORTANT: NOTE ON IMMUNITY FROM JUDICIAL SEIZURE**

Statute 22 U.S.C. 2459 and Executive Order 12047 authorize the Department of State to issue notices in the Federal Register to immunize certain cultural objects from seizure by judicial process. The objects must be imported into the United States pursuant to an agreement between the non-U.S. owner or custodian and a U.S. cultural or educational institution for a non-profit exhibition or activity. Prior to publication of the immunity notice, the Department of State must determine that the exhibition of objects is in the national interest, and that the objects are of cultural significance. **The Federal Council strongly recommends applying well in advance for this protection for all international exhibitions.** To obtain further information, or to apply for such protection, contact:

Office of the Legal Advisor for Public Diplomacy and Public Affairs United States  
Department of State, [www.state.gov](http://www.state.gov)

**NOTE:** If a Certificate of Indemnity is awarded it will be based primarily on details provided in Question 5. The indemnitee must notify the Indemnity Administrator **IN ADVANCE** to any change affecting the time period, list of objects, arrangements for packing, shipping, handling, installation, environment, security, storage, etc. as stated herein or subsequently submitted, for approval by the Federal Council before an awarded Certificate can be amended. The Federal Council will NOT be responsible for loss or damage to an indemnified object occurring as a result of an unauthorized change. Indemnity is intended to cover objects in exhibitions for which the most professional and thorough “best practices” care in packing, shipping, climate control, and security arrangements is provided. This section is a critical part of the application and will be examined very closely. If coverage is requested for both non-U.S. and U.S.-owned objects, describe arrangements for the non-U.S. first, followed by the U.S. For these arrangements to be assessed it is essential that you state as completely as possible the policies, procedures, techniques, and methods to be employed with respect to the following categories (use the headings below to organize your response). Include descriptive charts, diagrams, and illustrations as applicable. You may include these items as part of Item 1 or as separate PDF uploads.

**NOTE:** When objects are specifically identified within the narrative, include their corresponding numbers from lists for Questions 12 and 13.

**NOTE:** Indicate if objects will not be exhibited at all venues (this may be noted on the lists for Questions 12 and/or 13), and provide applicable logistics.

**NOTE:** At the end of the Narrative include a current facility report for each venue, off-site storage facility and other location (other than the lender) that may be utilized regardless of the length of time indemnified objects will be located there during the indemnity period. Strong preference is for the most current AAM version, with all sections completed; facility report data must be completed/verified within six months preceding this application date.

(a) Packing arrangements at location designated by the lender(s).

1. Provide name of the institution and/or company responsible for the initial packing and crating from the location designated by the lenders, and fully describe all interior and exterior packing and crating, citing specific materials (confirm adherence to EU and U.S. wood regulations) and methods, especially for each type of object (these may differ by lender).
2. Confirm that crates will acclimatize for at least 24 hours before unpacking at each location, including after return to lenders.
3. Confirm that pack/crate notes, with applicable photographs, will be recorded upon initial unpacking at the first venue and will be shared with participating venues.
4. Describe the location and conditions where empty crates/packing materials

will be stored during the exhibition, including environmental statistics (depending on conditions, the Federal Council may require that empty crates acclimate to exhibition gallery conditions for 24-48 hours prior to packing).

**NOTE:** For shipments containing CITES and non-CITES materials, consider crating CITES objects separately from non-CITES objects to avoid delay in the event of CITES inspection.

(b) Shipping and security arrangements during transport.

**NOTE:** The Federal Council requires that each conveyance vehicle containing indemnified objects be accompanied by a courier on board. Vehicles must never be left unattended.

Generally, shipment of objects by "hand carry" is not approved.

**DO NOT INCLUDE DATES OF TRAVEL FOR SHIPMENTS/COURIERS.**

1. Fully describe the shipping and security arrangements for the objects during transport, including the initial assemblage, transfer between sites, and return to the lenders.
2. Provide names of shipping companies (if using a coordinator, forwarder or sub-contractor also provide names of companies operating vehicles in which objects will be transported), and conveyance vehicle specifications (i.e. dual drivers, never unattended, alarms, locks, environmental controls, GPS, etc.), to be used for all shipments.
3. For air travel provide anticipated airlines (but not flight numbers) and airports to be used, names of shipping/customs companies and their duties, and confirm tarmac supervision for all flights.
4. Describe TSA screening location and procedures (methods, equipment, etc.) for crates departing on passenger flights from U.S. airports. **NOTE:** The Federal Council recommends TSA banding of crates departing on all-cargo flights from U.S. airports.
5. Provide anticipated titles/positions of couriers, and confirm that couriers will ride on board each conveyance vehicle.

(c) Packing and shipping arrangements for fragile objects (see also 12(B) NOTE).

For objects considered to be fragile and/or vulnerable to the hazards of loan, such as large and/or heavy works, oil on wood panel paintings, or objects comprised of multiple media:

1. Give accurate descriptions of present conditions, including name and qualification of person(s) responsible for making the assessment, and your means of verifying the satisfactory condition of these objects prior to the initial packing.
2. Describe special precautions to be taken for packing, shipping, handling, and

installation to minimize the risk of damage.

3. For objects with one or more dimension beyond 120 inches, explain if they disassemble to under 120 inches (give number of sections and size of each) for packing, crating, transit, and installation, and provide specific details as applicable.
4. For oil on wood panel paintings, describe climate conditions at the lender location as known, and how the environment will be maintained throughout the indemnity period.

(d) Condition reports.

**NOTE:** All condition reports must be made during the indemnity period.

Submission of condition reports with the application is not required. However, an applicant is encouraged to provide a condition report for an especially fragile object as evidence of its stability. In the event of a claim for loss or damage condition reports must be available immediately for inspection by the Federal Council.

If a Certificate of Indemnity is awarded, the indemnitee is responsible for confirming the stability of the objects for travel and, if necessary, to assure the Federal Council at any time during the indemnity period that conditions of objects correspond to the initial condition reports.

1. Confirm if a qualified professional has determined that objects are able to withstand the rigors of packing, shipping, and installation.
2. Indicate provisions for providing condition reports at the following points, giving the name and/or title of the person(s) responsible for filing the report:
  - 2i. Immediately prior to packing and shipping from the location of lender.
  - 2ii. Immediately upon delivery, after 24-hour acclimatization, and inspection at each venue.
  - 2iii. Immediately prior to packing and shipping from each venue.
  - 2iv. Immediately prior to packing and return shipping to location of lender.
  - 2v. Immediately upon delivery, after 24-hour acclimatization, and inspection at location of lender.
3. If storage facilities will be used, indicate provisions for providing condition reports, as applicable.

(e) Climate control conditions (at exhibition venues and storage facilities).

**Facility reports will be used as reference only.** For each venue (include specific places in the building where indemnified objects will be located), and at each storage facility, provide detailed:

1. Specifications of the type, operation, and maintenance oversight of the climate control equipment.
  - 1i. Explain if chemicals are added to water that becomes steam introduced into the hot air ducts to humidify the gallery, and if so, what chemicals are used.

2. Temperature: degrees in Fahrenheit and average 24-hour ranges; explain any recent discrepancies and methods used to correct and monitor.
3. Relative humidity: percentage(s) and average 24-hour ranges; explain any recent discrepancies and methods used to correct and monitor.
  - 3i. Method to maintain RH in display cases, vitrines, etc. as applicable.
4. Light levels: maximum level in foot-candles **that will be set** for each object type.
 

**NOTE:** The Federal Council requires light meters be calibrated just prior to object arrival to ensure accuracy. The Federal Council may require maximum levels, i.e. nte 25 fc/paintings, 5 fc/works on paper and sensitive materials.
5. Special precautions to be taken for objects susceptible to damage as a result of fluctuations or extremes in humidity, temperature and/or lighting (such as wood, furniture, works on paper, etc.).
6. Explanation if local construction projects adjacent to buildings where indemnified objects will be located is anticipated during the indemnity period, and how activities that may affect objects (i.e. vibration, light exposure, heat, dust, etc.) will be avoided.

**NOTE:** For objects considered light sensitive the Federal Council recommends that light levels not exceed ten foot-candles, and may require or recommend lower light levels for specific types of objects.

(f) Security arrangements (at exhibition venues and storage facilities).

**NOTE:** The Federal Council requires human presence 24-hours/7-days inside buildings where indemnified objects are located.

Each approved participating venue must submit to the Indemnity Administrator a letter from its Chief of Security, endorsed by its Director, within 30 days preceding the opening of the exhibition at that venue, to certify that security arrangements remain as stated in the approved application or as subsequently submitted and approved.

**Facility reports will be used for reference only.** For each venue (include specific places in the building where indemnified objects will be located), and at each storage facility, describe:

1. Number of guards assigned to this exhibition area while the exhibition is open to the public. **AT THE END OF THE NARRATIVE INCLUDE A FLOOR PLAN** of the exhibition galleries for each venue, indicating anticipated guard placement and their possible line of sight to indemnified objects. **NOTE:** approved applications must provide a final floor plan no less than thirty days prior to object arrival at each venue. The Federal Council may require additional guard posts.
2. Number of guards on duty in the building 24/7 while the exhibition is **not** open to the public.
3. How galleries will be protected, and if a guard will be present at each gallery entrance to restrict access, during installation and de-installation.
4. Electronic surveillance and monitoring.

5. Fire protection measures, including if exhibition galleries and storage areas have wet or dry sprinklers.
6. Installation plans, and related security, for objects by type/size/weight/double-sided objects, etc.  
Also include:
  - 6i. general and specialized installation equipment to be used.
  - 6ii. security hardware such as hanging rods, screws, alarms, and vitrines, stanchions, pedestals, barriers (for each type of obstacle provide anticipated depth in inches between the outermost projection of objects and public reach), etc., to be used. **NOTE:** The Federal Council recommends a minimum depth of 30 inches.
  - 6iii. other protective measures, and especially to mitigate against seismic activity for all regions of the country, where indemnified objects will be located.

(g) Transit limit per conveyance (vehicle) of transportation.

**NOTE:** The Federal Council generally permits a maximum of \$150 million of indemnified value per conveyance. In special circumstances, approved limits may be less than \$150 million. Value in excess of the amount indemnified per conveyance must be insured by the indemnitee or other party.

1. Indicate the maximum value of indemnified objects to be transported in a single conveyance (vehicle) of transportation.

(h) Government Regulations, as applicable.

1. Indicate if, and by whom, application will be filed for immunity from judicial seizure through the U.S. Department of State.
2. Indicate if, and by whom, application will be filed for CITES permits through the U.S. Department of the Interior, Fish and Wildlife Services.
3. Describe, and indicate if, and by whom, application for other specific regulatory permissions will be filed, as may be required.

**NOTE:** The Federal Council strongly encourages applicants to apply for all applicable permissions.

## 6. Other Insurance Arrangements

**NOTE:** The maximum limit of indemnity coverage per exhibition is \$1.8 billion.

The Arts and Artifacts Indemnity Act provides for a deductible per exhibition of the first:

- \$15,000 for up to \$2 million in indemnified value;
- \$25,000 for more than \$2 million but less than \$10 million in indemnified value;
- \$50,000 for not less than \$10 million but less than \$125 million in indemnified value;
- \$100,000 for not less than \$125 million but less than \$200 million in indemnified value;

- \$200,000 for not less than \$200 million but less than \$300 million in indemnified value;
- \$300,000 for not less than \$300 million but less than \$400 million in indemnified value;
- \$400,000 for not less than \$400 million but less than \$500 million in indemnified value;
- \$500,000 for \$500 million or more in indemnified value.

(a) State the insurance or other arrangements, including name(s) of the insurance company, to cover the applicable deductible and any value in excess of the amount approved for indemnity.

## **7. Financial Arrangements**

- (a) List the source(s) of assured or anticipated support to be used to cover the general expenses of organizing the exhibition.
- (b) Describe the nature and amount of loan fees or other contractual arrangements in excess of \$10,000 for the entire exhibition with any lender to the exhibition or with foreign governments representing lenders.

## **8. Previous Losses/Damages**

(a) Describe any loss or damage over \$5,000 to permanent collection or borrowed objects (whether or not a claim was filed) incurred by the applicant, a participating venue, and/or storage facility named herein, during the three years prior to this application.

For each loss/damage include:

1. Location and date of the event.
2. Nature and cause.
3. Description and appraised value of the object(s) before and after the event.
4. If litigation determined blame or negligence.
5. Measures taken to prevent reoccurrence.

**NOTE:** Should loss and/or damage be incurred by the applicant, a participating venue, and/or storage facility after this application is submitted, notify the Indemnity Administrator immediately.

## **9. Accreditation by the American Alliance of Museums (AAM)**

**NOTE:** Accreditation is not required to receive an indemnity. However, if an applicant or participating venue is not accredited, the Federal Council reserves the right to request a statement from that venue describing its procedures for handling loss or damage, or other pertinent information.

(a) State if each participating venue is accredited by AAM, and date of last accreditation.

## **10. Exhibitions Outside the United States**

The Arts and Artifacts Indemnity Act permits U.S.-owned objects to be indemnified while on exhibition outside the U.S., preferably when they are part of an exchange of exhibitions between a foreign country and the U.S.

For exhibitions from the U.S. on exhibition abroad, priority will be given: 1) if an exchange of exhibitions is planned, and 2) if the responsibility for indemnity will be shared between the U.S. and foreign institution(s). An exchange of exhibitions can be conceived and planned concurrently by the U.S. and foreign institutions, or created in response within five years (i.e., the time lapse between the end of the first exhibition and the beginning of the second should not exceed five years). Both exhibitions should be of comparable importance.

- a) If this exhibition will take place outside the U.S., describe in detail the nature of the exchange, information about the exhibition being shown in the U.S. and any other insurance arrangements.
- b) If no exchange is planned, explain if the country in which this exhibition is to be shown has an indemnity program.

If a single exhibition contains objects U.S.-owned and non-U.S.-owned, and is to be shown at sites both in the U.S. and abroad, indemnity can be requested for the U.S.-owned and non-U.S.-owned objects while on exhibition in the U.S., and for the U.S.-owned objects only while on exhibition abroad. However, priority for coverage will be given to joint exhibitions in which the responsibility for indemnity is shared by the U.S. and foreign institutions.

- c) If this application is for coverage of a single exhibition, with non-U.S.- and U.S.-owned objects on exhibition in the U.S., and U.S.-owned objects on exhibition abroad, include a statement to that effect in Question 6(b) of the Application for Federal Domestic Assistance/Short Organizational Form, and:
  - i. Include all relevant application information (e.g. places and dates of exhibition; packing, shipping, security, environmental information; provision of condition reports, facility reports, floor plans, etc.) for all venues in the appropriate application questions of the Narrative.
  - ii. Include Question 12 (Identification and Valuation of Non United States-Owned Objects Requested for Indemnity) for coverage of non-U.S.-owned objects while on exhibition in the U.S.; and Question 13 (Object Identification and Valuation for United States-Owned Objects Requested for Indemnity) for coverage of the U.S.-owned objects while on exhibition in the U.S. and abroad.

**NOTE:** Indemnity under these guidelines does not cover exhibitions consisting solely of U.S.-owned objects on exhibition in the U.S., or solely of non-U.S.-owned objects on exhibition abroad.

## **11. Third Party Opinion of Lender Value For Objects Requested for Indemnity**

The applicant must have lender values assessed by experts other than staff of the applicant, participating venues, lenders, or anyone directly involved with the exhibition. An expert may be, for example, personnel of an auction house or dealer, or an outside curator unaffiliated with the exhibition. An expert should identify conflicts of interest and recuse him/herself. If requested objects are of two or more types, cultures, time periods, etc., it may be necessary to consult more than one expert (they do not need to be from the same source). The Third Party 1) may agree with the lender value, or 2) may believe the lender value is low, or 3) may believe the lender value is high. If the Third Party does not concur with the lender value he/she should suggest an alternate value. State the Third Party's opinion of the values in the Identification and U.S. Dollar Value of Objects Requested for Indemnity (Items 2 and 3, and as applicable, 4); see instructions, below.

(a) Provide the name and title for each expert and a brief statement that establishes his/her expertise and qualifications (see Question 12(g)).

**NOTE:** In no case will an approved indemnified value exceed the lender value.

### **Item 2 – “Question 12: Identification and U.S. Dollar Value of Non-United States-Owned Objects Requested for Indemnity” list, Item 3 – “Question 13: Identification and U.S. Dollar Value of United States-Owned Objects Requested for Indemnity” list, and Item 4 – “Question 14: Identification of Objects Not Requested for Indemnity” list:**

- Submit Items 2, 3, and 4 as separate **MS Excel** spreadsheet files as specified in sections 12, 13, and 14, below. **Do not convert spreadsheets into PDF format.** Use Arial, 12-point font size. Do not type in all capital letters. Pages should appear in LANDSCAPE format to fully fit onto an 8 1/2 x 11 inch sheet.
- Name your file before you upload it. The name of the file should indicate the name of your organization or a recognizable acronym followed by “Item 2” or “Item 3” or “Item 4” (e.g., “ABCOrganizationItem2”).
- **Password protect each file** (e.g., Excel) before you upload it to the Applicant Portal. This feature generally is located through the “File” tab of each program. **Use the same password for each file. After completing Part 2, email this password to the Indemnity staff at: [loikop@arts.gov](mailto:loikop@arts.gov) and [hoffmand@arts.gov](mailto:hoffmand@arts.gov)**

## **12. Item 2: Identification and U.S. Dollar Value of Non-United States-Owned Objects Requested for Indemnity**

**NOTE:** Country of ownership is determined by the residence of the legal lender and not by the location of the object.

Provide a numbered list of all objects requested for indemnity in spreadsheet LANDSCAPE format. Follow this template, using only these column titles and row numbers (information must match information provided with the visual documentation; see instructions for Visual Documentation preparation, below).

A	B	C	D	E	F	G	H
Number	Object Type	Object Description	Lender	Lender Value	Source of Lender Valuation	3 <sup>rd</sup> Party Opinion Value	Source of 3 <sup>rd</sup> Party Opinion Value
12.1							
12.2, etc.							

**NOTE:** The applicant determines the order of the list (by lender, lender location, artist, theme, etc.).

Include the following information for each object:

- (a) **Number:** Start with number 12.1 and number consecutively. This number must match the number for the same object in the visual documentation that you submit, and also where the specific object is described within the narrative text.
- (b) **Object Type:** For example, painting, drawing, photograph, ceramic, sculpture, furniture, jewelry, textile, scientific instrument, manuscript, etc.

Indemnity does not consider auxiliary materials, such as frames, cases, mounts, etc. unless specifically itemized and for which full details, values, and images are submitted.

**NOTE:** For concern of risk, the Federal Council is generally opposed to indemnifying oil on copper paintings, objects containing pastel, certain chalk, charcoal, lacquer, certain types of glass (including enamels), works on parchment or vellum, marquetry, frescoes, and other fragile objects. Oversized objects (exceeding 10 feet/120 inches in any direction, or of an excessive weight) and oil on wood panel paintings will be reviewed on a case by case basis. Oil on single wood panels larger than two feet by three feet (with one dimension no greater than 24 inches) will not be indemnified. The Federal Council may determine that objects be moved to the list of non-indemnified objects.

- (c) **Object Description:** Artist name, nationality and dates, title, date, medium, support, dimensions HxW in inches (adding dimensions of frames is optional), include HxWxD for 3-D objects, and if applicable a lender accession/inventory number. If the borrower does not agree with a lender's attributions, explain.

Indicate if an object contains more than one part (e.g., a pair of earrings). If an object is described as a pair or set, it is the applicant's responsibility to advise the lender of

the Federal Council's policy regarding loss of a part of a pair or set (see Clause 7 of the Certificate of Indemnity). Objects considered part of a pair/set must have individual values.

In addition:

- For objects directly on or mounted onto *panel, wood or board*, include the type of wood.
- For *collages* and *mixed media*, identify the medium/materials (and support, if applicable) of each element.
- For *manuscripts* and *sketchbooks*, indicate the entire number of pages, and the number and size of illuminations or illustrations. Give page number(s) to be exhibited.
- For *books*, give the number and date of the edition and, if possible, the rarity (e.g. the number of known copies), and describe annotations or associations. Give page number(s) to be exhibited.
- For *prints* and *photographs*, give the date of the print, indicate if the print was not made by the artist or photographer, and note if it is the only state, or which state it is, if known.
- For *large* and/or *particularly heavy objects*, give the weight in pounds.
- For *cast objects* (i.e. bronze), include casting date.

(d) Lender: **Full name**, city, state, and country of location or residence of the legal owner. Private lenders must be identified by name, city, state, and country of residence, even if represented by an agent on their behalf (i.e. if a gallery or dealer is listed as owner but is acting on behalf of the owner, the owner and owner's place of residence must be included). Objects owned by a curator associated with this exhibition must be listed under Question 14 "Identification of Objects Not Requested for Indemnity" (Item 4).

**NOTE:** Objects owned by the applicant or participating venues may not be indemnified while on exhibition at that lender's location. If traveling, such objects may be included in Questions 12 and 13 for coverage while in transit (starting with condition reports prior to packing) and/or while on exhibition at other participating venues. Objects owned by the applicant or participating venues to be exhibited only at that venue should be included in Question 14.

(e) Lender Value: Lender's value, converted to U.S. dollars, for each object.

**NOTE:** All values submitted will be considered. Value in excess of amounts approved for indemnity must be insured by the indemnitee or other party.

Generally, for objects with lender values greater than \$100 million, the Federal Council will limit indemnity coverage to no more than \$100 million per object, and excess must be otherwise insured. Objects considered part of a pair/set must have individual values.

Provide U.S. dollar value rounded to the nearest full dollar. Convert foreign currency values into U.S. dollars; indemnity claims are paid only in U.S. dollars. Reasonable currency fluctuations anticipated to occur during the indemnity period should be reflected and explained in the valuations.

Enter the lender value. Set Excel “decimal places” to 0, to avoid including cents. Then enter the total of these lender values in the cell directly under the last lender value. For example, if the list ends at 12.34, enter the total value requested in the cell **under** the Lender Value for 12.34. In the cell directly to the left of this total, type the phrase **“TOTAL REQUESTED INDEMNITY FOR QUESTION 12.** This phrase, **and the total value**, should be in **BOLD**.

**NOTE:** The list of objects and values is included in the Certificate of Indemnity and will be the basis to determine the amount of a certified claim payment. All final lender values must be provided before an approved Certificate of Indemnity will be issued.

- (f) Source of Lender Value: If value is provided by the lender, write "Lender" (do not include a person's name); or, if lender value is unconfirmed at the time of the application, write name and title (e.g. John Doe, curator) of the individual estimating a temporary value to be considered for the application until the lender value is confirmed. Values may be updated for consideration prior to the meeting of the Advisory Panel; increased values will not be considered after the meeting of the Advisory Panel.
- (g) 3rd Party Opinion Value: Third Party opinion value rounded to the nearest full U.S. dollar (see Question 11). Follow the instructions in (e) Lender Value, above.
- (h) Source of 3rd Party Opinion Value: Name of the Third Party providing the opinion.

### **13. Item 3: Identification and U.S. Dollar Value of United States-Owned Objects Requested for Indemnity**

**NOTE:** Country of ownership is determined by the residence of the legal lender and not by the location of the object.

Using the instructions for Question 12, provide a separate numbered list, starting with 13.1, of all U.S.-owned objects for which indemnity is requested.

#### **14. Item 4: Identification of Objects Not Requested for Indemnity**

This information is necessary for the Federal Council to determine the educational, cultural, historical, or scientific value of the exhibition as a whole.

Using the instructions for Question 12, provide a separate list, starting with 14.1, of all objects to be included in the exhibition for which indemnity is **not requested**. Complete columns A-F only. For (d) Lender: if a private lender does not wish to be identified, indicate "private lender." For (e) Lender Value: applicants are strongly encouraged to provide U.S. dollar values for objects, including from non-U.S. lenders. This information is reviewed to assess values given in Questions 12 and 13. Applicants who do not furnish U.S. dollar values for objects in Question 14 may be requested to do so. Logistical arrangements and visual materials are not required for objects not requested for indemnity.

#### **Visual Documentation**

Submit digital images in two separate PDF files: one PDF for the objects requested for indemnity, and one PDF for the highlight images. Image size should be consistent. To avoid unnecessarily large files, each image/file has a size limit of 1 MB. There is a limit of 250 MB for all of your Part 2 application materials combined.

**Password protect each file** (e.g., PDF) before you upload it to the Applicant Portal. This feature generally is located through the "File" tab of each program. **Use the same password for each file. After completing Part 2, email this password to the Indemnity staff at:** [loikop@arts.gov](mailto:loikop@arts.gov) and [hoffmand@arts.gov](mailto:hoffmand@arts.gov)

**NOTE:** Object information provided for each image must match information provided with Lists 12 and 13; see instructions for **12 and 13. Items 2 and 3: Identification and U.S. Dollar Value of Objects Requested for Indemnity**, above:

Submit:

1. One image **per page** of each object requested for indemnity, and include:
  - Number matching the number used in the lists for Question 12/Item 2 and Question 13/Item 3
  - Artist
  - Title
  - Date
  - Medium
  - Dimensions
  - Lender
  - Lender Value

2. Ten images, **one object per page**, to highlight the exhibition. Preference is that the images represent objects requested for indemnity. The applicant determines the order of the images, which should best present the exhibition by theme, or chronology, nature, significance, rarity, etc. The order of the images does not need to follow the numerical order used in the lists for Question 12/Item 2 and Question 13/Item 3.

Number the highlight images **1-10 (these are NOT the same numbers as in Item 2 and 3 lists)**, and include on each page:

- Number matching the number used in the lists for Question 12/Item 2 and Question 13/Item 3
- Artist
- Title
- Date
- Medium
- Dimensions
- Lender
- **NOTE: DO NOT INCLUDE LENDER VALUE, AND DO NOT INCLUDE EXPLANATORY TEXT (see next)**

**On a separate page at the end of the PDF** provide a list numbered 1-10, and for each number include:

- Number matching the number used in the list for Question 12/Item 2 and Question 13/Item 3
- Artist
- Title
- Date
- Medium
- Dimensions
- Up to three total BRIEF, CONCISE sentences describing the object, such as its importance to the exhibition, or to the artist's oeuvre, etc.
- **NOTE: DO NOT INCLUDE LENDER OR LENDER VALUE**

## **PAPERWORK REDUCTION ACT STATEMENT**

The public reporting burden for the collection of information is estimated to average 45 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The Federal Council on the Arts and the Humanities welcomes suggestions to improve the instructions and making them as easy to use as possible. Send comments regarding this burden estimate or other aspect of this collection of information, including suggestions for reducing this burden to Patricia Loiko at the address above. Applicants are not required to respond to the collection of information unless it displays a currently valid Office of Management and Budget (OMB) control number.