CHAPTER 129
CONSIGNMENTS OF WORKS OF FINE ART

129.01 Definitions. In this chapter:
(1) “Art dealer” means a person engaged in the business of selling works of fine art, other than a person exclusively engaged in the business of selling goods at public auction.
(2) “Artist” means the creator of a work of fine art.
(3) “Trust property” means a bona fide third party before the artist has been paid in full, the work of fine art ceases to be trust property and the proceeds of the resale are trust funds in the hands of the art dealer for the benefit of the artist to the extent necessary to pay any balance still due to the artist. The trusteeship of the proceeds continues until the fiduciary obligation of the art dealer with respect to the transaction is discharged in full.

129.06 Art dealer; duties. An art dealer who accepts a work of fine art, on a fee, commission or other compensation basis, on consignment from the artist who created the work of fine art or permit the use or display of the work of fine art or a photograph of the work of fine art only if:
(1) Notice is given to users or viewers that the work of fine art is the work of the artist; and
(2) The artist gives prior written consent to the particular use or display.

129.07 Waiver voided. Any portion of an agreement which waives any provision of this chapter is void.

129.08 Penalty. Any art dealer who violates s. 129.05 or 129.06, is liable to the artist in an amount equal to:
(1) $50; and
(2) The actual damages, if any, including the incidental and consequential damages, sustained by the artist by reason of the violation and reasonable attorney fees.