

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Stewart offered the following:

**Amendment (with title amendment)**

Remove lines 79-82 and insert:

(5) As used in this section, the term "direct-support organization" means a Florida not-for-profit corporation incorporated under chapter 617, Florida Statutes, and organized and operated to conduct programs and activities; initiate developmental projects; raise funds; request and receive grants, gifts, and bequests of moneys; acquire, receive, hold, invest, and administer, in its own name, securities, funds, objects of value, or other property, real or personal; and make expenditures to or for the direct or indirect benefit of black tourism in this state, to support the state's black cultural sites, and to support the functions of the commission.

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16       (6) (a) The commission is authorized to organize and  
17 incorporate a direct-support organization pursuant to the  
18 requirements of this section and chapter 617, Florida Statutes,  
19 to accomplish the purposes and objectives set forth in this  
20 section.

21       (b) The board of the direct-support organization shall  
22 consist of seven members. The Secretary of State shall appoint  
23 three members to serve 3-year terms. The commission shall  
24 appoint two members to serve 2-year terms and two members to  
25 serve 4-year terms. Thereafter, the board shall be self-  
26 appointed according to the established bylaws.

27       (c) The direct-support organization is subject to the  
28 provisions of ss. 119.07 and 286.011, Florida Statutes, and s.  
29 24, Article I of the State Constitution.

30       (d) The direct-support organization shall maintain  
31 donations and direct service expenditures in a bank account  
32 outside the State Treasury.

33       (e) Any administrative costs of running and promoting the  
34 purposes of the corporation must be paid by private funds.

35       (7) The direct-support organization shall operate under  
36 written contract with the commission. The contract must provide  
37 for:

38       (a) Approval by the commission of the articles of  
39 incorporation and bylaws of the direct-support organization.

40       (b) Submission of an annual budget for the approval of the  
41 commission. The budget must comply with rules adopted by the  
42 commission.

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43 (c) Certification by the commission that the direct-support  
44 organization is complying with the terms of the contract and in  
45 a manner consistent with the goals and purposes of the  
46 commission and in the best interest of the state. Such  
47 certification must be made annually and reported in the official  
48 minutes of a meeting of the commission.

49 (d) Reversion to the commission, or to the department if  
50 the commission ceases to exist, of moneys and property held in  
51 trust by the direct-support organization if the direct-support  
52 organization is no longer approved to operate for the commission  
53 or the commission ceases to exist.

54 (e) A fiscal year for the direct-support organization  
55 beginning on July 1 of each year and ending on June 30 of the  
56 following year.

57 (f) The disclosure of material provisions of the contract  
58 and the distinction between the board of directors and the  
59 direct-support organization to donors of gifts, contributions,  
60 or bequests, as well as on all promotional and fundraising  
61 publications.

62 (8) The purposes and goals of the direct-support  
63 organization must be consistent with priority issues and  
64 objectives of the commission and must be in the best interests  
65 of the state.

66 (9) Funds designated for the direct-support organization  
67 must be used for the enhancement of programs and projects of the  
68 commission. All moneys received by the organization must be  
69 deposited into an account of the organization and must be used

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70 by the organization in a manner consistent with the purposes and  
71 goals of the organization.

72 (10) The direct-support organization shall comply with the  
73 audit requirements of s. 215.981, Florida Statutes.

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76 **T I T L E A M E N D M E N T**

77 Remove lines 11-13 and insert:  
78 expenses for commission members; defining the term  
79 "direct-support organization"; authorizing the  
80 commission to create a direct-support organization;  
81 providing purposes and objectives; providing for  
82 members of the board of the direct-support  
83 organization; providing that the direct-support  
84 organization is subject to public records and meetings  
85 requirements; requiring expenses of the direct-support  
86 organization to be paid by private funds; requiring  
87 the direct-support organization to operate under a  
88 written contract with the commission; specifying  
89 contract requirements; providing guidelines for the  
90 use of the funds; requiring the direct-support  
91 organization to comply with audit requirements;  
92 providing an