

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Government Operations
 2 Subcommittee

3 Representative Hutson offered the following:

4
 5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:
 7 Section 1. Section 272.129, Florida Statutes, is amended to
 8 read:

9 272.129 Florida Historic Capitol; space allocation;
 10 maintenance, repair, and security.—

11 (1) The Legislature shall ensure that all space in the
 12 Florida Historic Capitol is restored in a manner consistent with
 13 the 1902 form and made available for allocation. Notwithstanding
 14 the provisions of ss. 255.249 and 272.04 that relate to space
 15 allocation in state-owned buildings, the President of the Senate
 16 and the Speaker of the House of Representatives shall have

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17 responsibility and authority for the allocation of all space in
18 the restored Florida Historic Capitol, provided:

19 (a) The rotunda, corridors, Senate chamber, House of
20 Representatives chamber, and Supreme Court chamber may ~~shall~~ not
21 be used as office space.

22 (b) The Legislature shall be allocated sufficient space
23 for program and administrative functions relating to the
24 preservation, museum, and cultural programs of the Legislature.

25 (2) The Florida Historic Capitol shall be maintained in
26 accordance with good historic preservation practices as
27 specified in the National Park Service Preservation Briefs and
28 the Secretary of the Interior's Standards for Rehabilitation and
29 Guidelines for Rehabilitating Historic Buildings.

30 (3) Custodial and preventive maintenance and repair of the
31 entire Florida Historic Capitol and the grounds located adjacent
32 thereto shall be the responsibility of the Department of
33 Management Services, subject to the special requirements of the
34 building as determined by the director of the Florida Historic
35 Capitol Museum Curator.

36 ~~(4) (a) The Legislative Research Center and Museum at the~~
37 ~~Historic Capitol, hereinafter referred to as "center," may~~
38 ~~support the establishment of a citizen support organization to~~
39 ~~provide assistance, funding, and promotional support for the~~
40 ~~center. For the purposes of this subsection, "citizen support~~
41 ~~organization" means an organization that is:~~

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42 ~~1. A Florida corporation not for profit incorporated under~~
43 ~~the provisions of chapter 617 and approved by the Department of~~
44 ~~State.~~

45 ~~2. Organized and operated to conduct programs and~~
46 ~~activities; raise funds; request and receive grants, gifts, and~~
47 ~~bequests of money; acquire, receive, hold, invest, and~~
48 ~~administer in its own name securities, funds, objects of value,~~
49 ~~or other real and personal property; and make expenditures to or~~
50 ~~for the direct or indirect benefit of the center.~~

51 ~~3. Determined by the center to be consistent with the~~
52 ~~goals of the center and in the best interests of the state.~~

53 ~~4. Annually approved in writing by the center to operate~~
54 ~~for the direct or indirect benefit of the center. Such approval~~
55 ~~shall be given in a letter of agreement from the center.~~

56 ~~(b)1. The Legislative Research Center and Museum at the~~
57 ~~Historic Capitol may permit, without charge, appropriate use of~~
58 ~~fixed property and facilities of the center by the citizen~~
59 ~~support organization, subject to the provisions of this~~
60 ~~subsection. Such use must be directly in keeping with the~~
61 ~~approved purposes of the citizen support organization and may~~
62 ~~not be made at times or places that would unreasonably interfere~~
63 ~~with normal operations of the center.~~

64 ~~2. The center may prescribe by rule any condition with~~
65 ~~which the citizen support organization must comply in order to~~
66 ~~use fixed property or facilities of the center.~~

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67 ~~3. The center may not permit the use of any fixed property~~
68 ~~or facilities by any citizen support organization if such~~
69 ~~organization does not provide equal membership and employment~~
70 ~~opportunities to all persons regardless of race, color,~~
71 ~~religion, gender, age, or national origin.~~

72 ~~(c) A citizen support organization shall provide for an~~
73 ~~annual financial audit in accordance with s. 215.981.~~

74 ~~(d) All records of a citizen support organization~~
75 ~~constitute public records for the purposes of chapter 119.~~

76 ~~(e) The citizen support organization for the Legislative~~
77 ~~Research Center and Museum at the Historic Capitol is authorized~~
78 ~~to collect rental fees, apply for and receive grants, and~~
79 ~~receive gifts and donations for the direct or indirect benefit~~
80 ~~of the center.~~

81 ~~(f) All funds obtained through rental fees, grants, gifts,~~
82 ~~and donations to the citizen support organization shall be~~
83 ~~deposited into the account of the citizen support organization~~
84 ~~and used for the direct or indirect benefit of the Legislative~~
85 ~~Research Center and Museum at the Historic Capitol unless the~~
86 ~~citizen support organization is no longer authorized as required~~
87 ~~by this subsection, fails to comply with the requirements of~~
88 ~~this subsection, fails to maintain its tax-exempt status~~
89 ~~pursuant to s. 501(c)(3) of the Internal Revenue Code, or ceases~~
90 ~~to exist. If the citizen support organization is no longer~~
91 ~~authorized as required by this subsection, fails to comply with~~
92 ~~the requirements of this subsection, fails to maintain its tax-~~

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93 ~~exempt status pursuant to s. 501(c)(3) of the Internal Revenue~~
94 ~~Code, or ceases to exist, all funds obtained through rental~~
95 ~~fees, grants, gifts, and donations in the citizen support~~
96 ~~organization account shall revert to the state and be deposited~~
97 ~~into an account designated by the Legislature.~~

98 Section 2. Section 272.131, Florida Statutes, is created
99 to read:

100 272.131 Florida Historic Capitol Museum Council.—The
101 Florida Historic Capitol Museum Council is created within the
102 legislative branch of state government.

103 (1) The council is composed of 13 members. Council members
104 shall be selected based on their dedication to preserving the
105 Florida Historic Capitol and advancing the mission of the
106 Florida Historic Capitol Museum. Council members must
107 demonstrate an interest in documenting the institutional
108 knowledge and historic traditions of state governance with an
109 emphasis on legislative history, the advancement of civics
110 education, and the encouragement of residents of this state to
111 engage with state government. To be fully qualified to serve on
112 the council, appointed prospective members should be experts in,
113 or hold credentials in, the fields most directly related to the
114 mission of the Florida Historic Capitol Museum, including, but
115 not limited to, history, education, historic preservation, legal
116 history, or political science, or be leaders in their respective
117 communities or statewide, with demonstrated success in building

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118 community support for cultural institutions. The council
119 consists of the following members:

120 (a) The Secretary of the Senate.

121 (b) The Clerk of the House of Representatives.

122 (c) The Sergeants at Arms of both houses of the
123 Legislature.

124 (d) The President of the Senate and the Speaker of the
125 House of Representatives each shall appoint three members, two
126 of whom must be former legislators or officers of the
127 Legislature and one who is a representative of the general
128 public.

129 (e) The board of directors of the Florida Historic Capitol
130 Museum's direct-support organization shall appoint three members
131 from its membership.

132 (2) A council member shall:

133 (a) Serve without compensation, except that he or she is
134 entitled to receive reimbursement for per diem and travel
135 expenses in accordance with s. 112.061. Such expenses must be
136 paid out of funds of the Florida Historic Capitol Museum's
137 direct-support organization.

138 (b) Attend a majority of the council's quarterly meetings.

139 (c) Serve as an advocate and ambassador for the museum.

140 (d) Lend expertise for the advancement of the museum.

141 (e) Participate in key museum events.

142 (f) Become a member of the museum.

143 (3) The council shall:

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- 144 (a) Designate a chair.
- 145 (b) Provide guidance and support to assist the Museum
146 Director and staff in developing a strategic plan to guide the
147 activities of the museum.
- 148 (c) Periodically review the museum's strategic plan.
- 149 (d) Ensure that the museum retains an emphasis on
150 preserving legislative history and traditions by cultivating
151 relationships with current and former legislators, collecting
152 historic materials, and encouraging public participation in the
153 museum's programs.
- 154 (e) Ensure that the museum operates as a public trust in
155 accordance with the Ethics, Standards, and Best Practices and
156 the Code of Ethics for Museums adopted by the American Alliance
157 of Museums.
- 158 (f) Meet annually with the board of directors of the
159 Florida Historic Capitol Museum's direct-support organization to
160 jointly review the museum's strategic plan before its
161 presentation to the President of the Senate and the Speaker of
162 the House of Representatives and evaluate the direct-support
163 organization's long-term development goals and near-term
164 strategies.
- 165 (g) Assist museum staff in planning the Biennial Joint
166 Legislative Reunion.

167 Section 3. Section 272.135, Florida Statutes, is amended
168 to read:

169 272.135 Florida Historic Capitol Museum Director ~~Curator.~~-

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170 (1) The position of the Florida Historic Capitol Museum
171 Director Capitol Curator is created within the Legislature,
172 which shall establish the qualifications for the position. The
173 director curator shall be appointed by and serve at the pleasure
174 of the President of the Senate and the Speaker of the House of
175 Representatives.

176 (2) The director Capitol Curator shall:

177 (a) Promote and encourage throughout the state knowledge
178 and appreciation of the Florida Historic Capitol.

179 (b) Collect, research, exhibit, interpret, preserve, and
180 protect the history, artifacts, objects, furnishings, and other
181 materials related to the Florida Historic Capitol, except for
182 archaeological research and resources.

183 (c) Develop, direct, supervise, and maintain the interior
184 design and furnishings of all space within the Florida Historic
185 Capitol in a manner consistent with the restoration of the
186 Florida Historic Capitol in its 1902 form.

187 (d) The Museum Director shall propose a strategic plan to
188 the President of the Senate and the Speaker of the House of
189 Representatives by May 1 of each year in which a general
190 election is held and shall propose an annual operating plan.

191 (3) In conjunction with ~~the Legislative Research Center~~
192 ~~and Museum at the Florida Historic Capitol Museum Council~~, the
193 director Capitol Curator may assist the Florida Historic Capitol
194 Museum in the performance of its mission by:

195 (a) Raising money.†

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- 196 (b) Submitting requests for and receiving grants.~~†~~
- 197 (c) Receiving, holding, investing, and administering in
198 the name of the Florida Historic Capitol Museum ~~and the~~
199 ~~Legislative Research Center and Museum~~ securities, funds,
200 objects of value, or other real and personal property.~~†~~
- 201 (d) Receiving gifts and donations for the direct or
202 indirect benefit of the Florida Historic Capitol.~~†~~ ~~and~~
- 203 (e) Making expenditures to or for the direct or indirect
204 benefit of the Florida Historic Capitol.
- 205 Section 4. Section 272.136, Florida Statutes, is amended
206 to read:
- 207 272.136 Direct-support organization.—The ~~Legislative~~
208 ~~Research Center and Museum at the~~ Florida Historic Capitol
209 Museum Council and the Florida Historic Capitol Museum Director
210 ~~Capitol Curator~~ may establish a direct-support organization to
211 provide assistance and promotional support through fundraising
212 for the Florida Historic Capitol Museum ~~and the Legislative~~
213 ~~Research Center and Museum~~, including, but not limited to, its
214 ~~their~~ educational programs and initiatives.
- 215 (1) The direct-support organization shall be governed by a
216 board of directors. Board members must demonstrate ~~who have~~
217 ~~demonstrated~~ a capacity for supporting the mission of the
218 Florida Historic Capitol.
- 219 (a) Initial appointments to the board shall be made by the
220 President of the Senate and the Speaker of the House of
221 Representatives at the recommendation of the council ~~center~~ and

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222 the director ~~curator~~. Appointments to the board shall thereafter
223 be made by the board.

224 (b) The initial board shall consist of nine members who
225 shall be appointed to 3-year terms, except that the terms of
226 such ~~the initial~~ appointees shall be designated ~~accomplished~~ so
227 that three members are appointed for 1 year, three members are
228 appointed for 2 years, and three members are appointed for 3
229 years, in order to achieve staggered terms, as determined by the
230 presiding officers.

231 (c) Effective July 1, 2015, the board may add up to 12 ~~two~~
232 additional members to be appointed for 3-year terms.

233 (d) ~~The~~ Board members shall serve without compensation,
234 but except that they are entitled to receive reimbursement for
235 per diem and travel expenses in accordance with s. 112.061. Such
236 expenses must be paid out of funds of the direct-support
237 organization.

238 (e) The board may use the fixed property and facilities of
239 the Florida Historic Capitol, subject to the provisions of this
240 subsection. Such use must be directly in keeping with the
241 approved purposes of the direct-support organization and may not
242 be made at times or places that would unreasonably interfere
243 with the normal operations of the Florida Historic Capitol.

244 (2) The direct-support organization must be a Florida
245 corporation, not for profit, incorporated under chapter 617, and
246 approved by the Department of State.

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247 (3) The director and council ~~curator and center~~ may
248 prescribe any condition with which the direct-support
249 organization must comply.

250 (4) The director ~~curator and the center~~ may not authorize
251 ~~permit~~ the use of any fixed property or facilities by the
252 direct-support organization if the organization does not provide
253 equal membership and employment opportunities to all persons
254 regardless of race, color, religion, gender, age, or national
255 origin.

256 (5) The direct-support organization shall provide for an
257 annual financial audit in accordance with s. 215.981.

258 (6) If the direct-support organization is no longer
259 authorized by this section, fails to comply with the
260 requirements of this section, fails to maintain its tax-exempt
261 status pursuant to s. 501(c)(3) of the Internal Revenue Code, or
262 ceases to exist, all funds obtained through grants, gifts, and
263 donations in the direct-support organization account shall
264 revert to the state and be deposited into an account designated
265 by the Legislature for the support of the Florida Historic
266 Capitol, provided that donations made for specific purposes in
267 an original donor agreement shall be applied only to those
268 purposes.

269 (7) (a) The identity of a donor or prospective donor to the
270 direct-support organization who desires to remain anonymous, and
271 all information identifying such donor or prospective donor, is
272 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I

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273 of the State Constitution. Such anonymity shall be maintained in
274 any auditor's report created pursuant to the annual financial
275 audit required under subsection (5).

276 (b) This subsection is subject to the Open Government
277 Sunset Review Act in accordance with s. 119.15 and shall stand
278 repealed on October 2, 2017, unless reviewed and saved from
279 repeal through reenactment by the Legislature.

280 Section 5. Paragraph (c) of subsection (6) of section
281 320.0807, Florida Statutes, is amended to read:

282 320.0807 Special license plates for Governor and federal
283 and state legislators.—

284 (6)

285 (c) Four hundred fifty dollars of the one-time fee
286 collected under paragraph (a) shall be distributed to the
287 account of the direct-support organization established pursuant
288 to s. 272.136 ~~citizen support organization established pursuant~~
289 ~~to s. 272.129~~ and used for the benefit of the Florida Historic
290 Capitol Museum ~~Legislative Research Center and Museum at the~~
291 ~~Historic Capitol~~, and the remaining \$50 shall be deposited into
292 the Highway Safety Operating Trust Fund.

293 Section 6. This act shall take effect July 1, 2015.

294

295

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

297 Remove everything before the enacting clause and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 821 (2015)

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298 An act relating to the Florida Historic Capitol; amending s.
299 272.129, F.S.; removing references to the Legislative Research
300 Center and Museum at the Historic Capitol; removing provisions
301 authorizing establishment of a citizen support organization to
302 support the Legislative Research Center and Museum; creating s.
303 272.131, F.S.; creating the Florida Historic Capitol Museum
304 Council; providing for the appointment and qualifications of
305 council members; prescribing duties and responsibilities for the
306 council and individual council members; amending s. 272.135,
307 F.S.; renaming the position of Capitol Curator as the Florida
308 Historic Capitol Museum Director; conforming provisions;
309 amending s. 272.136, F.S.; revising the composition of the board
310 of directors governing the Florida Historic Capitol Museum's
311 direct-support organization; providing that per diem and travel
312 expenses must be paid from direct-support organization funds;
313 conforming provisions; amending s. 320.0807, F.S.; redirecting a
314 portion of the proceeds from the fee for special license plates
315 for former federal or state legislators to the Florida Historic
316 Capitol Museum's direct-support organization; providing an
317 effective date.

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