

By the Committee on Governmental Reform and Oversight and  
Senator Clary

302-1906-98

1                                   A bill to be entitled  
2           An act relating to facilities and properties  
3           under the supervision of the Division of  
4           Historical Resources of the Department of  
5           State; amending s. 266.0015, F.S.; deleting the  
6           requirement that moneys from admissions to and  
7           rental of facilities and properties of the  
8           Historic Pensacola Preservation Board of  
9           Trustees be deposited into the board's  
10          operating trust fund; amending s. 266.0018,  
11          F.S.; providing for depositing such moneys into  
12          an account of the board's direct-support  
13          organization; amending s. 267.17, F.S.;  
14          clarifying authority of the Division of  
15          Historical Resources and its citizen support  
16          organizations to rent facilities and  
17          properties; providing for the deposit of moneys  
18          received from such rental; providing an  
19          effective date.

21 Be It Enacted by the Legislature of the State of Florida:

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23           Section 1.   Section 266.0015, Florida Statutes, is  
24 amended to read:

25           266.0015   Treasurer; finances.--

26           ~~(1)~~ The Treasurer is the ex officio treasurer of the  
27 board and has the custody of all its funds, which must be kept  
28 in a special account. All receipts and disbursements of the  
29 board must be handled subject to the same laws and rules as  
30 other state funds are handled.

31

1           ~~(2) All moneys received from admissions to and rentals~~  
2 ~~of facilities and properties managed by the board must be~~  
3 ~~deposited by the board into the Historic Pensacola~~  
4 ~~Preservation Board Operating Trust Fund and are subject to~~  
5 ~~annual appropriation by the Legislature for the benefit of the~~  
6 ~~board. All interest earned by the trust fund must be~~  
7 ~~deposited into the trust fund.~~

8           Section 2. Subsection (6) of section 266.0018, Florida  
9 Statutes, is amended to read:

10           266.0018 Direct-support organization.--

11           (6) Any moneys, ~~except moneys received from admissions~~  
12 ~~to and rentals of facilities and properties managed by the~~  
13 ~~board,~~ may be held in a separate depository account in the  
14 name of the direct-support organization and subject to the  
15 provisions of the contract with the board. Such moneys may  
16 include lease income, admissions income, membership fees,  
17 private donations, income derived from fundraising activities,  
18 and grants applied for and received by the direct-support  
19 organization.

20           Section 3. Paragraph (a) of subsection (2) of section  
21 267.17, Florida Statutes, is amended to read:

22           267.17 Citizen support organizations; use of state  
23 property; audit.--

24           (2) USE OF PROPERTY.--

25           (a) The division may fix and collect charges for the  
26 rental of facilities and properties managed by the division  
27 and may permit, without charge, appropriate use of property  
28 and facilities of the division by a citizen support  
29 organization, subject to the provisions of this section. Such  
30 use must be directly in keeping with the approved purposes of  
31 the citizen support organization and may not be made at times

1 or places that would unreasonably interfere with opportunities  
2 for the ~~general~~ public to use such facilities for established  
3 purposes. Any moneys received from rentals of facilities and  
4 properties managed by the division may be held in the  
5 operating trust fund of the division or in a separate  
6 depository account in the name of the citizen support  
7 organization and subject to the provisions of the letter of  
8 agreement with the division.

9 (b) The division may prescribe by rule any condition  
10 with which a citizen support organization shall comply in  
11 order to use division property or facilities.

12 (c) The division shall not permit the use of any  
13 property or facilities of the state by a citizen support  
14 organization which does not provide equal membership and  
15 employment opportunities to all persons regardless of race,  
16 color, religion, sex, age, or national origin.

17 Section 4. This act shall take effect upon becoming a  
18 law.

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20 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
21 COMMITTEE SUBSTITUTE FOR  
22 Senate Bill 2132

23 Amends s. 267.17, F.S., to clarify that the division may fix  
24 and collect charges for the rental of facilities and  
properties managed by the division.

25 Provides that moneys received by the division from rent of  
26 facilities may be held in the operating trust fund of the  
27 division or in a separate depository account in the name of  
the citizen support organization.