

STORAGE NAME: pcb0044b.rc
DATE: April 19, 2000

**HOUSE OF REPRESENTATIVES
COMMITTEE ON
RULES AND CALENDAR
ANALYSIS**

BILL #: HB 2383 (PCB RC 00-44)

RELATING TO: Legislative Historic Preservation Commission

SPONSOR(S): Committee on Rules & Calendar and Representative Arnall

TIED BILL(S):

ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:

- (1) RULES & CALENDAR YEAS 17 NAYS 0
 - (2)
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

This bill would create the Legislative Historic Preservation Commission. The commission would be composed of the following 16 members: six former or present members of the House of Representatives appointed by the Speaker of the House of Representatives; six former or present members of the Senate appointed by the President of the Senate; and, four ex officio members composed of the Clerk and Sergeant at Arms for the House, and the Secretary and Sergeant at Arms for the Senate. A commission member's term would run concurrently with the term of the presiding officer that made the appointment. The commission is to elect its chair and meet at least twice annually.

The commission is to act as an advisory body to the Speaker of the House, the President of the Senate, the Division of Historical Resources and the Division of Library Services in the Department of State regarding the collection and preservation of the historic records of both Houses of the Legislature. The commission must create a systematic method for collecting and preserving the historical data of both Houses and making it available through the most appropriate means, including the Internet. Additionally, the commission is to assist in the development and provision of educational opportunities which illustrate the historical aspects of the Legislative process, using the physical facilities of both chambers, the Historic Capitol, the R.A. Gray Building, and other appropriate properties.

The bill would take effect upon becoming law.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- | | | | |
|-----------------------------------|------------------------------|-----------------------------|---|
| 1. <u>Less Government</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

The Florida State Archives is the central repository of the archives of State Government. It is mandated by law to collect, preserve, and make available for research those records historically significant and other documents and recordings privately held that compliment the official State records. The Archives and History Act of 1967 officially established the Florida State Archives as part of the Florida Board of Archives and History. Previously, the State Library of Florida was responsible for preserving significant records of the state.

Chapter 257, F.S., establishes the Florida State Archives and Records Management Program under the direction of the Division of Library and Information Services, Department of State. Chapter 257 also authorizes the Division to establish and coordinate standard procedures and techniques for efficient and economical record making and keeping. The collection of the Florida State Archives is divided into five broad subject areas; State Government Records, Local Government Records, Manuscripts (non-governmental records), the Florida Photographic Collection, and the Genealogical Collection.

The Legislative records found in the State Government records collection within the Florida State Archives may be helpful when researching the history and intent of Florida Law. In 1969, following the passage of the new Florida constitution and the creation of permanent committee staff, modern legislative committee records began to be preserved. Prior to 1969, there are no modern committee records. Research into the records available requires a specific bill number, or a "Laws of Florida" number.

The Secretary of the Senate and the Clerk of the House of Representatives are specifically provided for in Article III, section 2, of the Florida Constitution. Rule 37 of the Florida House of Representatives, establishes the duties of the Clerk including: maintaining the bills, resolutions, and memorials of the House; providing for the keeping of a complete record of introduction and action on all bills, resolutions, and memorials; keeping a correct journal of proceedings of the House; and preparing daily and interim calendars. Beginning with Rule 1.8 of the Senate, the designation and responsibilities of the Secretary of the Senate are also delineated.

C. EFFECT OF PROPOSED CHANGES:

This bill would create the Legislative Historic Preservation Commission. The commission would be composed of the following 16 members: six former or present members of the House of Representatives appointed by the Speaker of the House of Representatives; six former or present members of the Senate appointed by the President of the Senate; and, four ex officio members composed of the Clerk and Sergeant at Arms for the House, and the Secretary and Sergeant at Arms for the Senate. A commission member's term would run concurrently with the term of the presiding officer that made the appointment. The commission is to elect its chair and meet at least twice annually.

The commission is to act as an advisory body to the Speaker of the House, the President of the Senate, the Division of Historical Resources and the Division of Library Services in the Department of State regarding the collection and preservation of the historic records of both Houses of the Legislature. The commission must create a systematic method for collecting and preserving the historical data of both Houses and making it available through the most appropriate means, including the Internet. Additionally, the commission is to assist in the development and provision of educational opportunities which illustrate the historical aspects of the Legislative process, using the physical facilities of both chambers, the Historic Capitol, the R.A. Gray Building, and other appropriate properties.

The bill would take effect upon becoming law.

D. SECTION-BY-SECTION ANALYSIS:

This section need be completed only in the discretion of the Committee.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

N/A

2. Expenditures:

N/A

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

N/A

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C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

N/A

B. REDUCTION OF REVENUE RAISING AUTHORITY:

N/A

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

N/A

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

N/A

B. RULE-MAKING AUTHORITY:

N/A

C. OTHER COMMENTS:

N/A

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

N/A

VII. SIGNATURES:

COMMITTEE ON RULES AND CALENDAR:

Prepared by:

Staff Director:

Jill F. Turman

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